

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 20585 of 2025

Arising Out of PS. Case No.-1139 Year-2024 Thana- Excise P.S. District- Jamui

Sanjeev Kumar son of Ram Sujan Paswan Resident of village - Babhangama,
Ps- Birpur, Dist- Begusarai. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Braj Bhushan Poddar, Advocate

For the Opposite Party/s : Mr.Raj Kishor Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 23-04-2025 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing on

behalf of the State.

2. The accused/petitioner is named in F.I.R. and
apprehending his arrest in connection with Jam P.S. Case No.
1139 of 2024, registered for the offences punishable under
Section 30(a) of the Excise 2018.

3. The allegation against the petitioner is to be engaged
in illegal trading/manufacturing of illicit liquor, where, there is
recovery of 378.00 litres of IMFL/country made liquor from the
Tempo.

4. Taking note of submission as advanced by learned
counsel appearing for the petitioner and upon perusal of record, it
transpires that the illicit liquor not appears to be recovered from
physical possession of this petitioner, rather being owner of the



three wheeler, which is a public carrier and accessible to all general public, from where alleged illicit liquor was recovered, the petitioner was implicated with present case, who is a man of clean antecedent.

5. Learned APP opposed the prayer of bail.

6. Considering the aforesaid facts and circumstances and by taking note of fact as recovery of illicit liquor *prima facie* not appears to be made from conscious physical possession of this petitioner, who is a man of clean antecedent, accordingly, above named petitioner, in the event of his arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No. II, Jamui/concerned Court, where the case is pending in connection with Jam P.S. Case No. 1139 of 2024, subject to the conditions as laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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