

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25312 of 2025

Arising Out of PS. Case No.-65 Year-2019 Thana- MANJHI District- Saran

Tapesh Kumar Tiwari @ Guddu Tiwari S/o- Lalan Tiwari Resident of Village-
Harpur Kothi, P.S.- Janta Bazar, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Kanishk Kaustubh, Advocate
For the State : Mr. Kumar Veerendra Narayan, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 29-08-2025 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing on behalf of the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 30, 30(g) and 38(i)(ii) of the
Bihar Prohibition and Excise Act.

3. As per prosecution case, total 4019.702 litres illicit
foreign liquor was recovered from the seized truck.

4. It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and has committed no offence.
Petitioner is neither owner nor driver of the vehicles in question.
No incriminating article has been recovered from conscious
possession of this petitioner and has been made an accused in
this case merely on suspicion. It is further submitted that
charges have already been framed against this petitioner vide



order dated 18.07.2025 and he is in custody since 07.01.2025.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the nature of accusation, the fact that no incriminating article has been recovered from conscious possession of this petitioner and period of custody, the prayer for grant of bail to the petitioner is allowed.

7. Accordingly, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-2, Saran in connection with Manjhi P.S. Case No. 65 of 2019.

(Prabhat Kumar Singh, J)

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