

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27904 of 2025

Arising Out of PS. Case No.-214 Year-2025 Thana- Excise P.S. District- Kaimur (Bhabua)

Rahul kumar S/O Ram Layak Singh @ Ramlayak Singh R/O Village- Adila
Raghunath Pur, P.S- Natawar, Distt.- Rohtas (Sasaram).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan, Advocate

For the Opposite Party/s : Mr. Bishweshwar Ram, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 01-05-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Excise
PS Case No. 214 of 2025 instituted for the offences under
Sections 30(a), 32(I)(III), 41(I)(II) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that 248.600 liters
foreign liquor was recovered from car.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. It is submitted



that name of the petitioner has surfaced in this case as driver of the car in question and he was oblivious of the fact that illicit liquor was laden in the vehicle. The petitioner is in custody since 21-03-2025 and has got no criminal antecedent. There is no compliance of Section 103 of the BNSS, 2023.

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

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioner and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Excise PS Case No. 214 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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