

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34145 of 2025

Arising Out of PS. Case No.-62 Year-2025 Thana- KACCHWA District- Rohtas

1. Rakesh Kumar son of Dilip Gosain Resident of Village- Amarth, P.S.- Karakat, District- Rohtas
2. Ramesh Kumar son of Lalan Paswan Resident of Village- Amarth, P.S.- Karakat, District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raju Kumar Singh

For the Opposite Party/s : Mr.Kanhiya Kishor

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 02-06-2025 None appears on behalf of the petitioners, however,

learned A.P.P. for the State are present.

2. The petitioners seek regular bail in connection with Kachawa P.S. Case No. 62 of 2025 lodged on 14.03.2025 under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, total recovery of 126 litres of illicit made liquor is the subject matter of the present case.

4. From the contents of the F.I.R., it appears that the recovery was made from a motorcycle. It further transpires from the pleadings in the petition that the petitioners have no criminal antecedents and have been in custody since 15.03.2025. It is also stated that the motorcycle in question does not belong to



the petitioners and that their names have been falsely implicated in the present case as part of a deep-rooted conspiracy, allegedly hatched by an unknown enemy.

5. Learned APP for the State opposes the prayer for bail but submits that although the recovery was made from a motorcycle, the petitioners are not the registered owners of the said vehicle. He further confirms that the antecedents of the petitioners are clean.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioners above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) as mentioned in Section 2(1) (d) of the BNSS, 2023 to the satisfaction of learned Exclusive Special Judge Excise Court No.1, Rohtas at Sasaram, in connection with Kachawa P.S. Case No. 62 of 2025, subject to the conditions as laid down under Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 as well as the conditions that one of the bailor should be the close relative of the petitioner who shall provide official document to show his *bona fide*.

(Dr. Anshuman, J)

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