

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34540 of 2025

Arising Out of PS. Case No.-27 Year-2025 Thana- SAHIYARA District- Sitamarhi

Meghu Raut son of Bindeshwar Raut Resident of Village - Usrahiya, Ward
No. 04, P.S. - Riga, District - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Abhineet, Advocate
		Mr. Dinesh Jha, Advocate
For the Opposite Party/s	:	Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 04-06-2025 Heard Learned Counsel for the petitioner and Learned
APP for the State.

2. The present criminal miscellaneous application has been filed under Sections 483 and 484 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as ‘the BNSS, 2023’) for grant of regular bail to the petitioner who is in custody in connection with Sahiyara P.S. Case No. 27 of 2025, lodged on 28.02.2025, under Sections 30(a)/37(2) of the Bihar Prohibition and Excise (Amendment) Act, 2022 and under Section 317(5) of the Bhartiya Nyay Sanhita, 2023.

3. As per the prosecution, total recovery of 333 litres of Nepali liquor from a bike and one pickup van has been made which is the subject matter of the present case.

4. Learned Counsel for the petitioner submits that the



petitioner is innocent and has committed no offence. It is alleged that petitioner was driving the motorcycle from which 12 liters of liquor had been recovered. He submits that the said pickup does not belong to the petitioner. He submits that police has unnecessarily add the case of recovery of liquor from the pickup van along with the petitioner. Counsel submits that petitioner is in custody since 28.02.2025 having no criminal antecedent.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that total recovery of 333 liters of liquor has been subject matter of the present case and four persons were made accused in this case.

6. In the present facts and circumstances of this case, let the petitioner, above named, be released on bail **only after framing of the charge, if not framed**, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of Exclusive Excise Court No.-1, Sitamarhi, in connection with Sahiyara P.S. Case No. 27 of 2025, subject to the conditions as laid down U/s 480(3) of the BNSS, 2023.

(Dr. Anshuman, J)

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