

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35740 of 2025

Arising Out of PS. Case No.-428 Year-2025 Thana- Excise P.S. District- Aurangabad

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Kunal Kumar S/o Kameshwar Yadav R/o Village- Tendua Pokhar, P.S.-
Muffasil, District- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukul Kumari

For the Opposite Party/s : Mr.Arun Kumar

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 16-06-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with G.R. No. 773 of 2025 arising out of Excise P.S. Case No. 428 of 2025 dated 23.04.2025 registered for the offences punishable u/ss 30(a), 32(3) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 90 litres of illicit Tanaka country made liquor was recovered from the motorcycle.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is the driver of the said vehicle. The petitioner has no concern with the alleged recovery. Nothing has



been recovered from the conscious possession of the petitioner.
The petitioner has clean antecedent as stated in para 3 of the bail
petition. The petitioner is in custody since 23.04.2025.

5. Learned A.P.P. for the State has vehemently
opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances
of the case as well as the period of custody, the petitioner above-
named, is directed to be enlarged on bail on furnishing bail-bond
of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of
the like amount each to the satisfaction of learned Court
concerned, Aurangabad in connection with G.R. No. 773 of
2025 arising out of Excise P.S. Case No. 428 of 2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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