

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35585 of 2025

Arising Out of PS. Case No.-1 Year-2025 Thana- Pahelja P.S. District- Saran

CHHOTU RAI @ CHOTU RAI @ CHHOTU KUMAR Son of Deepak Rai
@ Dipak Rai Resident of Village - Nayka Tola Sabalpur, P.S.- Sonpur, District
- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

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

ORAL ORDER

2 10-07-2025 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 Pahaleja P.S. Case No. 01/2025 dated 10.01.2025 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 4942.080 litres of illicit foreign liquor was recovered from the truck. Further, a motorcycle was also recovered.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is not named in the



F.I.R, the name of the petitioner has sprung up in the confessional statement of the co-accused, Rajesh Kumar. The petitioner is not the owner of the seized vehicle as stated in para-12 of the bail petition. The petitioner has no concern with the alleged recovery. The petitioner has three criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 16.04.2025. The co-accused person has already been granted regular bail by this Court vide order dated 30.04.2025 passed in Cr. Misc. No. 26059 of 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, Saran at Chapra in connection with Pahaleja P.S. Case No. 01/2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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