

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36302 of 2025**

Arising Out of PS. Case No.-129 Year-2025 Thana- Excise P.S. District- Nalanda

Ramsevak Kumar S/O Satendra Paswan R/o - Pendapur, P.S - Tharthari,  
District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Pankaj Kumar, Adv.

For the Opposite Party/s : Mr.Suresh Prasad Singh, APP

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

ORAL ORDER

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

2. The petitioner seeks bail in connection with Excise  
P.S. Case No. 129 of 2025 instituted for the offences under  
Sections 30(a) and 32 of the Bihar Prohibition and Excise Act.

3. As per prosecution case, the police has recovered  
total 100 liters of illicit country-made liquor from the Auto.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence as alleged  
against him and has falsely been implicated in the present case.  
The petitioner is neither driver nor owner of the seized Tempo.  
He further submits that nothing incriminating has been  
recovered from the conscious possession of the petitioner. The  
petitioner has no concern with the seized liquor. The petitioner



was the passenger of the alleged Tempo and was not aware of the contents of the material loaded in the same. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has one criminal antecedent and is languishing in judicial custody since 05.03.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, 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 P.S. Case No. 129 of 2025.

**(Rudra Prakash Mishra, J)**

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