

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37590 of 2025

Arising Out of PS. Case No.-495 Year-2025 Thana- PHULWARISHARIF District- Patna

1. Vishal Kumar Singh @ Vishal Singh S/O Chandeshwar Singh R/O Village-Dehuri Purab, ward no. 8, PS-Saraiya, Distt-Saran
2. Pawan Kumar Singh @ Pawan Kumar S/O Late Gauri Shankar Singh R/O Village- Gounendri, PS-Saraiya, Distt-Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhaneshwar Prasad Gupta, Advocate

For the Opposite Party/s : Mr.Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 18-06-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in Phulwari Sharif P.S. case No. 495 of 2025, Special Case No. 463 of 2025 instituted for the offences under Sections 30(a) and 33 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 1060 liters spirit was recovered from gallons while those was unloaded from Gati Transport.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered



from the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. It is further submitted that the petitioners are not concerned with transport company. The petitioners are in custody since 27.03.2025 and have got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case, clean antecedents and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Phulwari Sharif P.S. case No. 495 of 2025, Special Case No. 463 of 2025.

(Rudra Prakash Mishra, J)

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