

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41105 of 2025

Arising Out of PS. Case No.-552 Year-2025 Thana- Excise P.S. District- East Champaran

1. Sikandar Kumar @ Shikindra Kumar S/o- Late Heera Sahni @ Hira Sahni
Resident of Village- Majhariya PS- Majhauriya District- West Champaran
2. Vishal Kumar S/o- Subhash Das Resident of Village- Bhawanipur PS-
Sangrampur District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Karandeep Kumar, Advocate

For the Opposite Party/s : Mr.Md. Mushtaque Alam, APP

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

ORAL ORDER

2 03-07-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in Excise P.S. case No.
552 of 2025 instituted for the offences under Sections 30(a) and
41 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 60.480 liters
liquor was recovered from car.

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 were the passengers sitting in the vehicle and they had no knowledge regarding nature of goods kept in the vehicle. The petitioners are in custody since 20.04.2025 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 of the petitioners 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 Excise P.S. case No. 552 of 2025.

(Rudra Prakash Mishra, J)

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