

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46451 of 2025

Arising Out of PS. Case No.-225 Year-2025 Thana- Excise P.S. District- Sitamarhi

Pravin Kumar S/o Biltu Mahto R/o Vill- Birpur, Ward No. 01, P.S.- Sursand,
Distt- Sitamarhi, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dwij Raj, Advocate

For the Opposite Party/s : Mr. Khurshid Anwar, APP

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

ORAL ORDER

2 22-07-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Sitamarhi Excise PS Case No. 225 of 2025 instituted for the
offences under Sections 30(a) and 32(3) of the Bihar Prohibition
and Excise Act.

3. The prosecution case, in short, is that total 405
litres of country made liquor was recovered from two
motorcycles out of which 207 litres of liquor was recovered
from petitioner's motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got



no concern with the alleged recovery of liquor. It is submitted that motorcycles in question do not belong to the petitioner. It is further submitted that petitioner is the passerby of the way. The petitioner is in custody since 25.04.2025 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

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

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

7. Let the petitioner 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 Sitamarhi Excise PS Case No. 225 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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