

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43423 of 2025

Arising Out of PS. Case No.-761 Year-2025 Thana- Excise P.S. District- Patna

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1. Rahul Kumar S/O Late Dileep Kumar Resident of Mohalla- Newyarpur Gardanibagh, P.S.- Gardanibagh, District- Patna
 2. Pintu Kumar S/O Vineshar Saw @ Vineshar Paswan R/O Vill.- Jat Dumri, P.s.- Punpun, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mrs.Sucheta Yadav, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 10-07-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in Patna Excise P.S. case No. 761 of 2025 instituted for the offences under Sections 30(a) and 56(b) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 193 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 sitting in the vehicle as passengers and they had no knowledge regarding the nature of goods kept in the vehicle. The petitioners are in custody since 20.05.2025 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 antecedent 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 Patna Excise P.S. case No. 761 of 2025.

(Rudra Prakash Mishra, J)

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