

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47149 of 2025

Arising Out of PS. Case No.-600 Year-2025 Thana- Excise P.S. District- East Champaran

Rajababu Kumar, S/o Gopaljee Sah, R/o Village- Fulwariya, P.S.- Bairiya,
District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhannjay Kumar II, Advocate

For the Opposite Party/s : Mr. Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 03-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Excise P.S. Case No. 600 of 2025 for the offence registered
under Sections 30 (a) of the Bihar Prohibition & Excise
Amendment Act.

3. As per the prosecution case, total 62 litres of beer
wine was recovered from possession of the petitioner and the
other co-accused Sahir Khan near Semara Railway Station.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He has no concern with the alleged recovery. There is no
independent witness to seizure list which is violation of the
provision under Section 103 BNSS. Charge-sheet has already



been submitted and there is no chance of absconding or tampering with the evidence. Petitioner is in jail custody since 28.04.2025 having no criminal antecedent.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge- 2, East Champaran, Motihari in connection with Excise P.S. Case No. 600 of 2025.

(Sunil Dutta Mishra, J)

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