

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45114 of 2025

Arising Out of PS. Case No.-233 Year-2025 Thana- Excise P.S. District- Kishanganj

Rakesh Kumar Son of Visheswar Pandit Resident of Village- Madhopur
Mohdutt, P.S.- Sarai, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Radha Mohan Singh

For the Opposite Party/s : Mr.Parmanand Prasad

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 15-07-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Special Case No. 242 of 2025 arising out of Madya Nisedh P.S Case No. 233 of 2025 dated 09.05.2025 registered for the offences punishable u/ss 30(a) and 32(3) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 261 litres of illicit foreign liquor was recovered from the Bolero vehicle.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is the driver of the said vehicle. The petitioner has no concern with the alleged recovery. Nothing has



been recovered from the conscious possession of the petitioner.
The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 09.05.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Kishanganj in connection with Special Case No. 242 of 2025 arising out of Madya Nisedh P.S Case No. 233 of 2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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