

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44810 of 2025

Arising Out of PS. Case No.-90 Year-2025 Thana- DAUDPUR District- Saran

1. Umesh Kumar Paswan S/o Late Vishundev Manjhi @ Bisundev Paswan R/o Village- Kothiya, P.S.- Jalalpur, District-Saran
2. Rohit Kumar Manjhi S/o Shrikishun Manjhi R/o Village-Chhotaki Sawri, P.S.-Jalalpur, District-Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nalin Kumar, Adv.
For the Opposite Party/s : Mr.Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

2 16-07-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with Daudpur P.S. Case No. 90 of 2025 instituted for the offences under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, the police has recovered total 60 liters of illicit country-made liquor from the plastic sac.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence at all as alleged against them rather they have falsely been implicated in the present case only due to highhandedness of the police and with a view to cause harassment. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioners and have been implicated in this



case on suspicion. He further submits that the alleged recovery of liquor has been made from the open place which is accessible to one and all. The petitioners have no concern with the seized liquor. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioners have no criminal antecedent and are languishing in judicial custody since 30.04.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case, the period of custody of the petitioners and the petitioners having no criminal antecedent, let the petitioners, abovenamed, 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 Daudpur P.S. Case No. 90 of 2025.

(Rudra Prakash Mishra, J)

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