

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.48351 of 2025**

Arising Out of PS. Case No.-358 Year-2025 Thana- Excise P.S. District- Kaimur (Bhabua)

Dipak Chauhan @ Deepak Chauhan S/o Bhola Chauhan R/o - Nauli, Jalalpur,  
P.S - Ravatipur, District - Gazipur, U.P

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Ms. Usha Rai, Advocate

For the Opposite Party/s : Md. Anzarul Haque Sahara, APP

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

ORAL ORDER

2      28-07-2025                      Heard learned counsel for the petitioner and learned  
APP for the State.

2.      The petitioner seeks bail in connection with Prohibition and Excise PS Case No. 358 of 2025 instituted for the offences under Sections 30(a), 32(i), (iii) and 41(i) , (ii) of the Bihar Prohibition and Excise Act.

3.      The prosecution case, in short, is that total 350.640 litres of foreign liquor was recovered from Pick-up vehicle bearing Registration No. BR45G-1025.

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 petitioner is the driver of the seized vehicle and he has no knowledge regarding the nature of goods booked by the transporter. The petitioner is in custody since 22.05.2025 and has got one criminal antecedent in which he is on bail. 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 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 Prohibition and Excise PS Case No. 358 of 2025.

**(Rudra Prakash Mishra, J)**

Raj Ranjan/-

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