

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.48379 of 2025**

Arising Out of PS. Case No.-346 Year-2024 Thana- BAJPATTI District- Sitamarhi

Raj Kapoor Sah @ Raj Kapoor Son of Gauri Shankar Sah Village -  
Madhurapur P. S - Bajpatti Dist. - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner : Mr. Santosh Kumar, Advocate  
For the State : Mr. Uma Shankar Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      29-08-2025                      Heard learned counsel appearing on behalf of the  
petitioner and learned A.P.P. appearing on behalf of the State.

2. The petitioner seeks bail in a case registered for the  
offence punishable under Section 30(a) of the Bihar Prohibition  
and Excise Act.

3. As per prosecution case, 315 litres illicit Nepali  
liquor was recovered from the seized tempo.

4. It is submitted by learned counsel for the petitioner  
that petitioner is quite innocent and has committed no offence.  
Petitioner is neither owner nor driver of the vehicle in question.  
No incriminating article has been recovered from conscious  
possession of this petitioner and has been made an accused in  
this case merely on suspicion. Petitioner is in custody since  
25.06.2025. Moreover, charge-sheet has already been submitted.



5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the nature of accusation, the fact that no incriminating article has been recovered from conscious possession of this petitioner and period of custody, the prayer for grant of bail to the petitioner is allowed.

7. Accordingly, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.-2, Sitamarhi in connection with Bajpatti P.S. Case No. 346 of 2024.

**(Prabhat Kumar Singh, J)**

shashank/-

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