

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48673 of 2025

Arising Out of PS. Case No.-178 Year-2025 Thana- Excise P.S. District- Rohtas

Shashi Kumar S/o Akshaya Lal Paswan R/o Village- Gangauli, Ward No. 8,
P.S.- Dalmiya Nagar, District- Rohtas Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarfraz Ahmad, Advocate

For the Opposite Party/s : Mr. Nityanand Tiwary, APP

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

ORAL ORDER

2 29-07-2025 Heard Mr. Sarfaraz Ahmad, learned counsel for
the petitioner and Mr. Nityanand Tiwary, learned APP for
the State.

2. The petitioner seeks bail in connection with
Sasaram Excise PS Case No. 178 of 2025 instituted for the
offences under Sections 30(a) and 30(c) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that total 65
litres of country made liquor was recovered from Bhatti.

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 recovery is made from an open place, which is accessible to one and all. The petitioner is in custody since 29.05.2025 and has got no criminal antecedent. 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, clean antecedent of the petitioner 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 Sasaram Excise PS Case No. 178 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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