

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49664 of 2025

Arising Out of PS. Case No.-326 Year-2025 Thana- Excise P.S. District- Sitamarhi

1. Vishal Bharti @ Golu S/o Vijay Mandal R/o Village- Kailashpuri, Ward No.45, PS- Dumra, District- Sitamarhi
2. Suraj Kumar S/o Jageshwar Paswan R/o vill - Amghatta, ward no. 35, P.S.- Sitamarhi, Distt. - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Prasad Singh, Advocate
For the Opposite Party/s : Ms. Sangeeta Sharma, APP

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

ORAL ORDER

2 31-07-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with Prohibition PS Sitamarhi Case No. 326 of 2025 instituted for the offences under Sections 30(a) and 32(3) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 279 litres of Nepali liquor was recovered from Car and motorcycle.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. It is



submitted that seized vehicles do not belong to the petitioners. It is further submitted that the names of the petitioners have transpired on the basis of secret information. The petitioners are in custody since 23.05.2025 and have 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 petitioners.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioners and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners 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 Prohibition PS Sitamarhi Case No. 326 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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