

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57270 of 2025

Arising Out of PS. Case No.-96 Year-2025 Thana- NAYAGAON District- Saran

1. Guddu Kumar S/o- Gopal Mahato, Resident of Village- Pahleja Ghat (Machhali Haat Ke Pas) P.S.- Pahleja Dist- Saran.
2. Mangal Kumar @ Ritesh Kumar S/o- Shri Ram Mahato, Resident of Village- Pahleja Ghat (Machhali Haat Ke Pas) P.S.- Pahleja Dist- Saran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Chetna, Advocate.

For the Opposite Party/s : Mr. Anuj Kumar Shrivastava, APP.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 21-08-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek regular bail in connection with
Nayagaon P.S. Case No.96 of 2025, registered for the offences
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. As per the prosecution case, there is recovery of
76.14 liter illicit foreign liquor from the tempo of the petitioners
bearing Registration No. BR-01-PM-9319.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have been falsely implicated in this
case. He further submits that the tempo from where the alleged
liquor was seized does not belong to the petitioners. Learned
counsel submits that petitioners were sitting as a passenger in



the backside of the tempo who had no knowledge about the fact that illicit liquor was kept in the tempo. He further submits that driver of the said tempo fled away from the spot. Learned counsel submits that petitioners are in custody since 10.06.2025, having clean antecedent. He further submits that there is no chance of absconding the petitioners or tampering with the evidence and they undertake to cooperate in the investigation and trial.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-2, Saran at Chapra in connection with Nayagaon P.S. Case No.96 of 2025.

(Sunil Dutta Mishra, J)

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