

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57717 of 2025

Arising Out of PS. Case No.-1062 Year-2025 Thana- Excise P.S. District- East Champaran

1. Hiralal Kumar S/O Late Shankar Sahni R/O Village- Barharwa, P.S- Muffasil, Distt.- East Champaran.
2. Sipahi Kumar S/O Jairam Kumar R/O Village- Barharwa, P.S- Muffasil, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Md. Iftekhhar Mahmood, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 11-09-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek regular bail in connection with
Excise P.S. Case No. 1062 of 2025 for the offences registered
under Sections 30(a), 41(1) of the Bihar Prohibition & Excise
Act.

3. There is recovery of total 270 litre Nepali liquor
from two different vehicles (motorcycle and car). Petitioners
were apprehended on the spot.

4. Learned counsel for the petitioners submits that
petitioners are innocent and have falsely been implicated in this
case only on suspicion. Nothing has been recovered from the



conscious possession of the petitioners. Petitioners have neither concern with the said vehicles nor with the seized liquor. Petitioners are not owner of the said vehicles. There is violation of Section 103 of the B.N.S.S. in preparation of seizure-list. Petitioners have no criminal antecedent. They are in judicial custody since 05.07.2025.

5. Learned counsel appearing on behalf of the State opposes the prayer for grant of bail to the petitioners.

6. Considering the submissions made on behalf of the parties, facts and circumstances of the case and period of custody, let the petitioners, named above, be enlarged on bail upon furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.-2, East Champaran, Motihari in connection with Excise P.S. Case No. 1062 of 2025.

(Sunil Dutta Mishra, J.)

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