

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61003 of 2025

Arising Out of PS. Case No.-323 Year-2025 Thana- EXCISE DANAPUR District- Patna

Niraj Kumar S/o- Rajendra Prasad @ Rajendra Tanti Village- Lakhanpur,
Police Station- Begusarai Muffasil, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aryan Singh, Advocate

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 24-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Special Excise Case No. 1578 of 2025 arising out of Excise
Danapur P.S. Case No. 323 of 2025, for the offence registered
under Sections 30 (a) and 32 (3) of the Bihar Prohibition &
Excise Act.

3. As per the prosecution case, total 115 litres of illicit
beer and 39.5 litres of Indian made foreign liquor was recovered
from a car. It is alleged that the petitioner was the passenger of
the seized car sitting along with driver Dharmendra Pathak.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He has no concern with the seized liquor. Nothing has



been recovered from the conscious possession of the petitioner. He further submits that the petitioner was the passenger, not the owner or driver of the seized car. He had no knowledge about the liquor loaded in the car. Petitioner is in jail custody since 20.06.2025, having clean antecedent. Petitioner undertakes to cooperate in the trial of the case.

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 and period of custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise, Danapur, Patna, in connection with Special Excise Case No.1578 of 2025 arising out of Excise Danapur P.S. Case No. 323 of 2025.

(Sunil Dutta Mishra, J)

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