

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60797 of 2025

Arising Out of PS. Case No.-376 Year-2025 Thana- Excise P.S. District- Gopalganj

Guddu Sahani Son of Achal Sahani @ Bhagwan Sahani, Resident of Vill
-Chaita Kural P.S -Pakari Dayal, Dist -East Champaran (Motihari).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh, Advocate.

For the Opposite Party/s : Ms. Sucheta Yadav, APP.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 18-09-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Excise P.S. Case No.376 of 2025 instituted under Sections 30(a)
& 32 of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of
89.280 litre illicit liquor from the hidden compartment made in
the Truck bearing Registration No. BR-55G-1546 and the
petitioner who is driver of said truck was apprehended on the
spot.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case only on the basis suspicion. He further submits that
petitioner is not the owner of the seized truck and he had no
knowledge about the fact that illicit liquor was kept in the seized
truck. Learned counsel submits that no incriminating article has



been recovered from the conscious possession of petitioner. He further submits that petitioner has no concern with the alleged seized liquor. Learned counsel submits that there is no independent witness to the seizure list. He further submits that petitioner is in custody since 26.06.2025, having one criminal antecedent of similar nature, in which he is on bail. Learned counsel submits that there is no likelihood of absconding the petitioner or tampering with the evidence and he undertakes 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, submissions of learned counsel for the parties and the 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 Additional District & Sessions Judge-IV-cum-Exclusive Special Excise, Court No.II, Gopalganj in connection with Excise P.S. Case No.376 of 2025.

(Sunil Dutta Mishra, J)

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