

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58793 of 2025

Arising Out of PS. Case No.-249 Year-2025 Thana- BHAGWANPUR HAT District- Siwan

Dinesh Kumar Upadhyay @ Dinesh Kumar S/O Late Vishwamitra Upadhyay
Resident of Village- Sikatiya, P.S- Maharajganj, Distt.- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh, Adv

For the Opposite Party/s : Mr. Zainul Abedin, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 10-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in a case registered
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, on got secret
information that huge quantity of liquor has come at village
Mirjumla Bandh. During the raid, four accused persons were
arrested as they tried to flee from the place of occurrence.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case on the basis of suspicion. The petitioner has no concern
with the seized liquor. He further submits nothing has been
recovered from the conscious possession of the petitioner. He
further submits that recovery was made near the *Bandh* and the



petitioner was passing through the said place and due to suspicion, he was arrested. The petitioner is in jail custody since 10.06.2025. He has one criminal antecedents in similar nature in which, he is on bail. Charge-sheet has already been submitted after completion of investigation. He further submits that there is no likelihood of absconding the petitioner or tampering with the evidence and he undertakes to cooperate in 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 petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. I, Siwan, in connection with Bhagwanpur Hat P.S. Case No. 249/2025.

(Sunil Dutta Mishra, J)

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