

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62696 of 2025

Arising Out of PS. Case No.-188 Year-2025 Thana- HATHUA District- Gopalganj

1. Karan Kumar @ Karan Mahato S/o Suraj Mahato @ Suraj R/o Village- Bari Ray bhan, P.S.- Hathua, Distt.- Gopalganj
2. Anish Kumar S/o Hareram Yadav R/o Village- Nayagaon Tulsiya, P.S.- Mirganj, Distt.- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Priya Raj, Advocate
For the Opposite Party/s : Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

2 22-09-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Hathua P.S. Case No. 188 of 2025 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the allegation made in the F.I.R., recovery of total 162 litres of country made liquor has been made from a sack which was fallen near the motorcycle bearing Reg. No. UP52AL8831 which is the subject matter of the present case.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in this case. They have got no criminal antecedent and they have no concern with the alleged recovery or with the vehicle which is recovered from the place of occurrence. Neither the petitioners



were arrested on spot nor any incriminating article has been recovered from their conscious possession. The alleged liquor belongs to *Shailesh Chauhan* who is alleged to have fled away from the place of occurrence. Both the petitioners are in custody since 05.07.2025.

5. Learned A.P.P. appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioners.

6. Keeping in view the aforesaid facts and considering the period under custody, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District and Additional Sessions Judge XIII, cum Special Excise Court No. I, Gopalganj in connection with Hathua P.S. Case No. 188 of 2025 subject to the following conditions :-

(i). Petitioners will remain physically present in trial on each and every date till the disposal of the case failing which, on two consecutive dates without reasonable cause, the bail bond of the petitioner may be cancelled by the Trial Court.

(ii). One of the bailor shall be their family member.

(S. B. Pd. Singh, J)

Ankit Kumar/-

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