

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69463 of 2025

Arising Out of PS. Case No.-253 Year-2025 Thana- BAHERA District- Darbhanga

Md. Gulshan @ Akbar Ryne Son of Md. Safid @ Shafid Rain Resident of
village - Andhrathadhi, P.S.- Andhrathadhi, District - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Madhumita Singh, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 25-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Behara P.S. Case No. 253 of 2025 registered for the offence punishable under Sections 30(a) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that from a tempo, altogether 270 liters of nepali country-made liquor was recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this case. He also submits that the petitioner is neither the owner nor the driver, rather he was only a passenger in the said tempo. It



has also been submitted that nothing has been recovered from the conscious possession of this petitioner. He was having no knowledge regarding the illicit liquor. He further submits that the petitioner is languishing in judicial custody since 14.07.2025.

5. The application for bail is opposed by learned APP for the State and submits that the petitioner is having criminal antecedent of one case.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise Act-II, Darbhanga in connection with Bahera P.S. Case No. 253 of 2025 **with a condition that the petitioner will not indulge in similar nature of offences in future.**

(Ashok Kumar Pandey, J)

Sudhanshu/-

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