

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68206 of 2025

Arising Out of PS. Case No.-505 Year-2025 Thana- Excise P.S. District- Kaimur (Bhabua)

1. Dilip Verma @ Dilip Sharma S/O Badhu Sharma @ Babu Sharma R/O Village- Masadhi, Ward No. 9, P.S- Sikdar, Dsitt.- Kaimur (Bihar).
2. Vivek Shrinivas Yadav S/O Shrinivas Yadav R/O Village- Kalyanpur, Ward No. 7, P.S- Durgawati, Dist.- Kiamur (Bihar).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Parth Gaurav, Advocate

For the Opposite Party/s : Mr.Md. Mushtaque Alam, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

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

2. The petitioners have prayed for regular bail in a case registered for the offence punishable under section 30 (a), 32 (1) (3), 41 (I), (ii) of the Bihar Prohibition and Excise Act, 2022.

3. The case of the prosecution is that altogether 144 liters of country made liquor was recovered from the car.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in connection with the present case. It is further submitted that petitioner no. 1 is merely a driver of the case whereas petitioner



no. 2 is the -co-passenger of that car. It is further submitted that the petitioner was not having any knowledge about the alleged illicit liquor and that nothing has been recovered from the conscious possession of the petitioners. Moreover, the petitioners are languishing in judicial custody since 13.08.2025.

5. Learned APP appearing for the state has opposed the prayer of regular bail stating that the petitioner no. 2 is having criminal antecedent of one case while petitioner no. 1 has no criminal antecedent.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be released on bail in connection with Bhabua P.S. Case No. 505 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge (Excise, II, Kaimur at Bhabhua.

(Ashok Kumar Pandey, J)

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