

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72009 of 2025

Arising Out of PS. Case No.-291 Year-2025 Thana- DORIGANJ District- Saran

Om Prakash Kumar Son of Ramesh Ram Resident of village - kasmar pahleza
ghat, Police station - Pahleza, District- Saran. district saran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance ,

For the Petitioner/s : Mr.Braj Nandan Kumar Tiwary, Advocate

For the Opposite Party/s : Mr.Sharda Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

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

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under section 30 (a) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that altogether 73.8 liters of country made liquor was recovered from a CNG Auto.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in connection with the present case. It is further submitted that the petitioner is the owner and driver of the said CNG auto. It is further submitted that the alleged liquor does not belong to him rather it was of some passenger, who left the same in the said vehicle and fled away after seeing the police personnel. It is also



submitted that nothing has been recovered from the conscious possession of this petitioner. It is further contended that from the seizure list, it would transpire that the seizure list witnesses are police personnel. Moreover, the petitioner is languishing in judicial custody since 11.08.2025 having no criminal antecedent.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Doriganj P.S. Case No. 291 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 Court No. 3, Saran at Chapra.

(Ashok Kumar Pandey, J)

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