

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73387 of 2025

Arising Out of PS. Case No.-235 Year-2025 Thana- PARSA District- Saran

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1. Pawan Kumar S/O Late Ramashish Prasad Resident of Mohalla- New Area, Ashok Nagar, Kumharar, P.S.- Agamkaunwa, District- Patna.
 2. Shubham Kumar S/O Nagendra Prasad Resident of Mohalla- New Area, Ashok Nagar, Kumharar, P.S.- Agamkaunwa, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

4 01-11-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Parsa P.S. Case No. 235 of 2025 instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 332.110 litres of liquor was recovered from car.

4. Learned counsel for the petitioners submitted that the petitioners have falsely been implicated in the present case. No incriminating article has been recovered from the conscious possession of the petitioners. Learned counsel further submitted that petitioners are not the owner of the vehicle. It is further



submitted that petitioner no.1 is the driver of the vehicle in question whereas petitioner no.2 is the co-passenger and both the petitioners have got no concern with the loaded articles/liquor. The petitioners are in custody since 09.08.2025 and have no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Parsa P.S. Case No. 235 of 2025.

(Rudra Prakash Mishra, J)

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