

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76205 of 2025

Arising Out of PS. Case No.-333 Year-2025 Thana- UCHKAGAON District- Gopalganj

Munna Gupta S/O Subash Gupta @ Subhash Gupta R/O- Khampur Pandey
Tola PS- Khampar District- Deoria(U.P)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Adv

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 10-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Uchkagaon P.S. Case No. 333 of 2025, instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2022.

3. The prosecution case, in short, is that 82.800 liters country made liquor was recovered from car and petitioner was arrested on the spot.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. It is submitted that petitioner is neither owner nor driver of the seized car. It is



further submitted that petitioner is sitting as a passenger in the seized vehicle and he has no knowledge regarding the nature of goods kept in the vehicle. The petitioner is in custody since 26.08.2025 and has got a clean antecedent. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

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

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

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Uchkagaon P.S. Case No. 333 of 2025.

(Rudra Prakash Mishra, J)

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