

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75642 of 2025

Arising Out of PS. Case No.-432 Year-2025 Thana- Excise P.S. District- Sheikhpura

Lalan Ram S/o Musafir ram R/o Village- Wazidpur, Ward No. 22, P.S.-
Sheikhpura, District- Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bipin Kumar, Adv.

For the Opposite Party/s : Ms.Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

2 04-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Excise
P.S. Case No. 432 of 2025 instituted for the offences under
Sections 30(a) and 56(b) of the Bihar Prohibition and Excise
Act.

3. As per prosecution case, the police has recovered
total 3 liters of illicit country-made liquor from the motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case
due to ulterior motive. He further submits that nothing
incriminating has been recovered from the conscious possession
of the petitioner rather the same has been recovered from the
dicky of the alleged motorcycle. The petitioner has no concern



with the seized liquor. The petitioner was not aware of the contents of the material being kept in the dicky of the alleged motorcycle. The petitioner has never indulged either in manufacturing or trading of the illicit liquor. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has two criminal antecedents and is languishing in judicial custody since 05.09.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, 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 Excise P.S. Case No. 432 of 2025.

(Rudra Prakash Mishra, J)

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