

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76883 of 2025

Arising Out of PS. Case No.-417 Year-2025 Thana- KAHALGAON District- Bhagalpur

1. Tabrej Ansari S/O Halim Ansari Resident of village - Sirsa,P.S-Mirzachouki, District- Sahebganj, State-Jharkhand.
2. Anand Marraiya Son of Lakkhiram Marraiya Resident of village -Kahrba, Police station - Mirzachouki, District- Sahebganj, State- Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Baijnath Sah

For the Opposite Party/s : Mr.Indu Kumari Srivastava

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

ORAL ORDER

2 13-11-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with Excise Kahalgaon P.S. Case No. 417 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 214 liters of country made liquor was recovered from Auto.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners have



got no concern with the alleged recovery of liquor. Petitioner No.1 is the driver and petitioner No.2 is the passenger of the vehicle and they have no knowledge about goods loaded on the vehicle. The petitioners are in custody since 18.08.2025. Petitioner No.1 has one criminal antecedent and petitioner No.2 got clean criminal 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 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 Kahalgaon P.S. Case No. 417 of 2025.

(Rudra Prakash Mishra, J)

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