

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78000 of 2025

Arising Out of PS. Case No.-1514 Year-2025 Thana- Excise P.S. District- East Champaran

1. Ramji Mahto Son of Dilip Mahto @ Diplal Mahto Resident Of Village- Kodariya Bazar Ps- Patahi District- East Champaran
2. Sonalal Rai son of Late Kapildeo Rai Resident Of Village- Kodariya Bazar Ps- Patahi District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar, Advocate

For the Opposite Party/s : Mr.Md. Shakir Ahmad, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 18-11-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Excise P.S. Case No. 1514 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 45 liters of Nepali liquor was recovered from the motorcycle.

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. The petitioners were neither owner nor driver of the vehicle and the said recovery has been planted for extraneous consideration. The petitioners are in custody since 07.09.2025 and have got one criminal antecedent, each. 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 Excise P.S. Case No. 1514 of 2025.

(Rudra Prakash Mishra, J)

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