

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75804 of 2025

Arising Out of PS. Case No.-370 Year-2025 Thana- Excise P.S. District- Begusarai

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Harivansh kumar @ Harivansh S/O Ram Sagar Thakur R/O Village - Gaura,
Ward no.- 9, P.S- Teghra, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Verma, Adv.

For the Opposite Party/s : Mr.Pronoti Singh, APP

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**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

Begusarai Excise P.S. Case No. 370 of 2025 instituted for

the offences under Sections 30(a) and 32(3) of the Bihar

Prohibition and Excise Act.

3. As per prosecution case, the police has recovered

total 716.400 liters of illicit foreign liquor from the pick-up

van and car. The petitioner is alleged to be arrested on the

spot.

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 merely on the basis of suspicion. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner has no concern either with the seized vehicles or the recovered liquor. The petitioner is alleged to be the driver of the pick-up van bearing Regd. No. BR09GC2542 but, was not aware of the illicit liquor being kept on the same. 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 no criminal antecedent and is languishing in judicial custody since 20.09.2025 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 and the petitioner having no criminal antecedent, 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 Begusarai Excise P.S. Case No. 370 of 2025 .

(Rudra Prakash Mishra, J)

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