

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77310 of 2025

Arising Out of PS. Case No.-304 Year-2025 Thana- PARAIYA District- Gaya

1. Shrawan Kumar @ Sharwan Kumar S/o Shri Arvind Yadav R/o Village- Bahadur Bigha, P.S- Chakand (Chandauti), Dist- Gaya (Now Gaya Ji)
2. Raju Kumar S/o Kishun Yadav R/o Village- Bahadur Bigha, P.S- Chakand (Chandauti) Dist- Gaya (Now Gaya Ji)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrit Abhijat, Advocate

For the Opposite Party/s : Mr.Pradeep Narain Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 17-11-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Paraiya P.S. Case No. 304 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 90 liters of country made liquor was recovered from the scooty.

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. Learned



counsel further submitted that the petitioner is owner and pillion rider, respectively, of the vehicle and they have no knowledge regarding the goods loaded in the vehicle. The petitioners are in custody since 02.10.2025. The petitioner No.1 has one criminal antecedent whereas petitioner No.2 has no 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 Paraiya P.S. Case No. 304 of 2025.

(Rudra Prakash Mishra, J)

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