

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79855 of 2025

Arising Out of PS. Case No.-142 Year-2025 Thana- Excise Jhanjharpur District- Madhubani

1. Naval Prakash Yadav @ Nawal Prakash Yadav @ Mantun Yadav son of Jai Prakash Yadav @ Jai Prakarash Yadav Resident of Village- Brahampur PS -Phulparas Distt -Madhubani
2. Nitish Kumar Yadav @ Nitish Kumar son of Bhupendra Yadav Resident of Village- Brahampur PS -Phulparas Distt -Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pintu Kumar Patel, Adv
For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 25-11-2025 Heard learned counsel for the petitioners and
learned APP for the State.

2. The petitioners seek bail in connection with Excise Jhanjharpur P.S. Case No. 142 of 2025, instituted for the offences punishable under Sections 30(a), 32(1), 32(3) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 76.500 liters liquor was recovered from Car. Petitioners were apprehended on spot.

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 for the petitioners submits that petitioners are not owner of the seized vehicle. The petitioners are in custody since 03.09.2025 and have got one 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 Excise Jhanjharpur P.S. Case No. 142 of 2025.

(Rudra Prakash Mishra, J)

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