

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77815 of 2025

Arising Out of PS. Case No.-197 Year-2025 Thana- SAHIYARA District- Sitamarhi

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1. Rajeev Kumar Singh @ Rajiv Kumar Singh S/o Late Bholi Singh R/o village - Mubarakpur, Ward no. -14 @ Sonaul Mahoday, Ward no.- 14, P.S.- Majorganj, Dist. - Sitamarhi
 2. Rajesh Kumar Singh S/o Surendra Singh R/o Vill- Chainpur, Ward No. 18, P.S.- Majorganj, Distt- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Adv

For the Opposite Party/s : Mr. Rajesh Kumar, APP

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 Sahiyara P.S. Case No. 197 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 216 liters of Nepali liquor was recovered from car and both petitioners were arrested 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. It is



submitted that name of the petitioner no.1 has surfaced in this case as being owner of the vehicle in question and he was oblivious of the fact that illicit liquor was laden in vehicle. It is further submitted that petitioner no.2 is sitting as a passenger in the seized vehicle and he has no knowledge regarding the nature of goods kept in the vehicle. The petitioners are in custody since 16.10.2025 and have got clean 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 Sahiyara P.S. Case No. 197 of 2025.

(Rudra Prakash Mishra, J)

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