

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82502 of 2025

Arising Out of PS. Case No.-1684 Year-2025 Thana- Excise P.S. District- Muzaffarpur

Dharmendra Kumar S/o Chandeshwar Mahto R/o Village - Lalgarth, Toll Jimi
Singh, Ward No. 3, P.S - Shyampur, District - Sheohar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mazharul Hassan, Adv

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

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 03-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Excise
P.S. Case No. 1684 of 2025, instituted for the offences
punishable under Sections 30(a), 32(3) of the Bihar Prohibition
and Excise Act.

3. The prosecution case, in short, is that total 1683.72
liters of foreign liquor was recovered out of which 1675.080
litres recovered from basement of Appartment and 8.640 litres
was recovered from motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from



the conscious possession of the petitioner. The petitioner has got no concern with the alleged recovery of liquor. Learned counsel for the petitioner submits that the alleged place and motorcycle do not belong to the petitioner. The petitioner is in custody since 21.10.2025 and has 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 petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner 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 Excise P.S. Case No. 1684 of 2025.

(Rudra Prakash Mishra, J)

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