

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84530 of 2025

Arising Out of PS. Case No.-280 Year-2025 Thana- EXCISE SHERGHATI District- Gaya

Raj Kumar Son of Raju Yadav Resident of Village- Padiya, P.S.- Barachatti,
District- Gayaji

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Priya Ranjan, Adv

For the Opposite Party/s : Mr. Kalyan Shankar, APP

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

ORAL ORDER

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

2. The petitioner seeks bail in connection with Excise Sherghati P.S. Case No. 280 of 2025, instituted for the offences punishable under Sections 30(a), 32(3) and 48 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 170.250 liters of foreign liquor was recovered from car.

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 petitioner is neither owner nor



driver of the seized vehicle. It is further submitted that petitioner name has transpired only on the basis of confessional statement of co-accused namely, Sonu Kumar. The petitioner is in custody since 05.11.2025 and has got clean antecedent. Learned counsel for the petitioner further submits that other co-accused has been granted bail by this Court vide order dated 15.11.2025 passed in Cr. Misc. No. 71604 of 2025. 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 Sherghati P.S. Case No. 280 of 2025.

(Rudra Prakash Mishra, J)

krishnakant/-

U		T	
---	--	---	--

