

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.775 of 2025

Arising Out of PS. Case No.-880 Year-2024 Thana- Excise P.S. District- Kaimur (Bhabua)

Vishal S/o Viresndra @ Virendra Singh R/o Village- Samaypur Badli house
no. 520, P.O. and P.S.- Badali, District- New Delhi (U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kiran Kumari Sharma, Advocate

For the Opposite Party/s : Mr. Ramchandra Sahni, APP

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

ORAL ORDER

2 18-01-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Excise
PS Case No. 880 of 2024 instituted for the offences under
Sections 30(a), 31(i)(iii), 41(i)(2) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that 253.500 liters
foreign liquor was recovered from Maruti Suzuki car. Petitioner
was arrested on the spot.

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. Petitioner is stated to be driver of the car in question and he was oblivious of the fact that illicit liquor was laden in the vehicle. Petitioner has no concern with the car in question. The petitioner is in custody since 18-11-2024 and has got one criminal antecedent. There is no compliance of Section 183 of the BNSS, 2023.

5. Learned A.P.P. 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.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Excise PS Case No. 880 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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