

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88132 of 2025

Arising Out of PS. Case No.-186 Year-2025 Thana- Excise Jhanjharpur District- Madhubani

Niraj Kumar @ Neeraj Kumar Son of Pradeep Kumar @ Pradeep Kumar
Yadav R/o Village - Sangi, P.S. - Phulparas, Dist. - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madhav Kumar

For the Opposite Party/s : Dr. Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 23-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is seeking bail in connection with
Excise Jhanjharpur P.S. Case No.186 of 2025, dated 22.10.2025
registered for the offences under Sections 30(a) of Bihar
Prohibition and Excise Act, 2022.

3. As per the FIR, the police apprehended the
petitioner and recovered 938.88 liters of country-made liquor
hidden under straw from the campus of his house.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in the
present case solely on the basis that the alleged recovery was
made from the campus of his house. However, as a matter of
fact, the said premises is a joint property and is in the joint



possession of other family members. There has been no recovery from the petitioner or from his constructive possession, and the petitioner has no connection with the alleged recovered liquor. The petitioner has been in judicial custody since 21.10.2025. Lastly, it is submitted that the petitioner has no criminal antecedents.

5. Learned APP for the State vehemently opposed the prayer for bail.

6. Regard being had to the submission made by the parties, and taking into consideration the period of custody of the petitioner, this Court is inclined to grant regular bail to the petitioner.

7. Let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge (Excise), Jhanjharpur/ Successor Court, in connection with Excise Jhanjharpur P.S. Case No.186 of 2025.

(Ajit Kumar, J)

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