

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88196 of 2025

Arising Out of PS. Case No.-396 Year-2025 Thana- ATHMALGOLA District- Patna

Vipendra Kumar @ Vipindra Rai S/o Visheswar Rai R/o Village - Naya Tola,
Sabnima, P.S - Athmalgola, District - Patna

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Bihari Singh

For the Opposite Party/s: Mr.Parmanand Prasad

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
Athmalgola P.S. Case No.396 of 2025, dated 08.10.2025
registered for the offences under Sections 30(a) of Bihar Excise
and Prohibition Act.

3. As per the FIR, 130 liters of foreign liquor were
recovered near Ram Nagar Bridge, situated at Village Sabnima.
The petitioner was apprehended on the spot.

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 of secret information. No
recovery has been made 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 27.10.2025. Further, there is no independent witness to the seizure list. Lastly, it is submitted that the petitioner has two criminal antecedents not similar to the present case, in which he is currently on bail.

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 judicial custody, 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 Exclusive Special Judge, Excise Court No.2, Saran at Chapra/ Successor Court, in connection with Athmalgola P.S. Case No.396 of 2025.

(Ajit Kumar, J)

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