

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87710 of 2025

Arising Out of PS. Case No.-805 Year-2025 Thana- Excise P.S. District- Siwan

1. Jasbindra Kumar Son of Lachhami Kant Tiwari Resident of Village- Manikpur Pakri, Ps- Lalganj, Dist- Vaishali
2. Sumit Kumar Son of Hareram Chaudhari Resident of Village- Shahpur Undi, Ps- Patori, Dist- Samstipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Baijnath Sah, Advocate

For the Opposite Party/s : Mr.Jagdhari Prasad, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 18-12-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Siwan Excise P.S. Case No. 805 of 2025, instituted for the offences punishable under Sections 30(a) and 47 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 201.420 liters liquor was recovered from car.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners have



got no concern with the alleged recovery of liquor. Learned counsel further submitted that the petitioner no.1 is the driver and petitioner no.2 is passenger of the vehicle and they have no knowledge regarding the goods loaded in the vehicle. The petitioners are in custody since 18.11.2025 and have got no criminal 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 petitioners.

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

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Siwan Excise P.S. Case No. 805 of 2025.

(Rudra Prakash Mishra, J)

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