

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90949 of 2025

Arising Out of PS. Case No.-3099 Year-2025 Thana- Excise P.S. District- Patna

Keshav Raj son of Gopal Prasad Resident Of Village- Khajekalan, Near Pani Tanki, Ward No 65, P S- Khajekalan District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sripriya Sinha, Adv.

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 13-01-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Excise PS, Patna Case No. 3099 of 2025 instituted for the offences under Sections 30(a), 41, 56(b) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 195 liters liquor was recovered from the tempo.

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. The petitioner



was merely passenger of the auto in question and he was not aware of the illicit liquor loaded on the vehicle. The petitioner is in custody since 10.11.2025 and has got no criminal antecedent. There is no compliance of Section 103 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.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Excise PS, Patna Case No. 3099 of 2025.

(Rudra Prakash Mishra, J)

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