

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14803 of 2025**

Arising Out of PS. Case No.-2 Year-2025 Thana- KAHALGAON District- Bhagalpur

1. Shishu Kumar Yadav @ Bihari Kumar Son of Vijay Yadav @ Vijendra Yadav Resident of village - Bhawanipur, P.S.- Rangra, District - Bhagalpur.
2. Bihari Kumar Son of Yogendra Mandal Resident of village - Bhuski Tola, Bhawanipur, P.S.- Rangra, District - Bhagalpur.

... ... Petitioner/s

Versus

The State of Bihar Bihar

... ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Diwakar Upadhyaya
For the Opposite Party/s : Mr.Khurshid Anwar

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 28-03-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Kahalgaon P.S. Case No. 02/2025 dated 06.01.2025 registered for the offence punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 7.500 litres of illicit foreign liquor was recovered from the bag kept on the scooty.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. Nothing has been recovered from the



possession of the petitioners. As per para. 7 of the bail petition, the petitioners are not the owner of the said vehicle. The petitioners have no concern with the alleged recovery. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 07.01.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioners.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioners above-named, are directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned, Bhagalpur, in connection with Kahalgaon P.S. Case No. 02/2025.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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