

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57471 of 2026

Arising Out of PS. Case No.-132 Year-2026 Thana- Raghunathpur District- East Champaran

Nitin Singh @ Nitin Kumar Son of Munna Prasad @ Munna Kumar Resident
of Village- Gariba, P.S.- Kalyanpur, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar, Advocate

For the Opposite Party/s : Mr.Gauri Shankar Gupta, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 19-08-2026 Heard learned counsel appearing on behalf of the
petitioner and the learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with
Raghunathpur P.S.Case No.132 of 2026, registered for the
offences punishable under Sections 274 & 275 of BNS and
30(a) and 41(1) of the Bihar Prohibition and Excise
(Amendment) Act.

3. As per the allegation made in the FIR, the police
seized 130.200 ltrs. of illicit liquor from two motorcycles in the
Mango Orchard. Co-accused Gulasan Kumar was arrested on
the spot, who has disclosed the name of the petitioner.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is innocent and the name
of the petitioner has been disclosed by co-accused Gulsan
Kumar, who has been arrested on the spot. Petitioner is neither



the owner of the vehicle nor the orchard belongs to him. In absence of any connection with the alleged offence, the petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties, as well as, considering the fact that the petitioner is neither the owner of the vehicle nor the orchard belongs to him nor he is the owner of the motorcycles and co-accused Gulsan Kumar had been arrested on the spot with the alleged seized liquor, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned district court within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-1, East Champaran, Motihari/concerned court, in connection with Raghunathpur P.S.Case No.132 of 2026, subject to conditions as laid down under Section 482(2) of BNSS of 2023

7. The learned district court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been



stated in paragraph No.3 of the bail application, this order will
automatically lose its force.

(Purnendu Singh, J)

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