

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1828 of 2026

Arising Out of PS. Case No.-728 Year-2025 Thana- Excise P.S. District- Kaimur (Bhabua)

Ratan Kumar Son of Pawan Kumar Singh Yadav Resident of Village - Usari,
P.S. - Mohania, District - Kaimur at Bhabua

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan, Adv.

For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 19-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bhabua
Excise PS Case No. 728 of 2025 instituted for the offences
under Sections 30(a), 32(i)(iii), 42(i),(ii) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that 27.765 liters of
foreign liquor was recovered from the motorcycle.

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. Learned counsel



for the petitioner submits that the petitioner is not the owner of the said motorcycle, he was the pillion rider and has been implicated in this case by the police with ulterior motive. The petitioner is in custody since 03.12.2025 and has got one 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 Bhabua Excise PS Case No. 728 of 2025.

(Rudra Prakash Mishra, J)

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