

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2260 of 2026

Arising Out of PS. Case No.-716 Year-2025 Thana- Excise P.S. District- Kaimur (Bhabua)

Saurabh Jaiswal @ Saurav Jaiswal S/o- Sudama Jaiswal @ Sudama Jaishawal
R/v- Ward No-19, Mission Chowk, Kedarpur Ambikapur, PS- Gandhinagar
District- Sarguja Chhattisgarh

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Pathak, Adv.

For the Opposite Party/s : Mr. Braj Kishore Pd.(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 Prohibition
(Excise) PS Case No. 716 of 2025 instituted for the offences
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 98.365 liters of
foreign and country made liquor was recovered from the bus.

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. Learned counsel for
the petitioner submits that the petitioner is the neither the owner
nor the driver of the vehicle in question and he has no



knowledge regarding the nature of goods kept in the vehicle.
The petitioner is in custody since 25.11.2025 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 Prohibition (Excise) PS Case No. 716 of 2025.

(Rudra Prakash Mishra, J)

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