

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10203 of 2026

Arising Out of PS. Case No.-807 Year-2025 Thana- MOTIHARI MUFASIL District- East
Champaran

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1. Jimdar Kumar S/O Bhadai Mukhiya R/O Village- Harakaina (Harkaina),
P.S- Muffasil, Distt.- East Champaran.
 2. Vikesh Kumar S/O Ramnandi Mukhiya R/O Village- Harakaina (Harkaina),
P.S- Muffasil, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

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

ORAL ORDER

3 10-03-2026 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners seek bail in connection with
Muffasil PS Case No. 807 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 200 liters
country made liquor was recovered from motorcycle.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioners. The petitioners have
got no concern with the alleged recovery of liquor. It is
submitted that petitioners are not the owner of the motorcycle in



question and they have no concern with the same. The petitioners are in custody since 16.12.2025 and have got three criminal antecedent/s each. 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 petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Muffasil PS Case No. 807 of 2025, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioners.

(II) The petitioners shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioners.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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