

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9683 of 2026

Arising Out of PS. Case No.-355 Year-2025 Thana- RAJEPUR District- East Champaran

Dheeraj Kumar Sah Son of Keshaw Sah Resident of Village- Bhurkurwa,
P.S.- Rajepur, 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.Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 17-02-2026 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing on

behalf of the State.

2. The accused/petitioner apprehending his arrest in
connection with Rajepur P.S. Case No. 355 of 2025 registered for
the offences punishable under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. The allegation against the petitioner is to be engaged
in illegal trading/manufacturing of illicit liquor, where, there is
recovery of 69 litres of IMFL/English liquor from the motorcycle.

4. Learned counsel appearing on behalf of the petitioner
submitted that the name of this petitioner appears in this case on
the basis of disclosure of co-accused, Sanjeev Kumar, suggesting
that recovery not appears to be made from conscious physical
possession of this petitioner. It is also submitted that petitioner is



also not connected in any manner with seized motorcycle. It is submitted that petitioner found involved in three more criminal cases, where he is on bail.

5. Learned APP opposed the prayer of bail.

6. Considering the aforesaid facts and circumstances as recovery of illicit liquor *prima facie* not appears to be made from the conscious physical possession of this petitioner, accordingly, above named petitioner, in the event of his arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No. 3, Civil Court, East Champaran at Motihari/concerned Court, where the case is pending in connection with Rajepur P.S. Case No. 355 of 2025 subject to the conditions as laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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