

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.12072 of 2026**

Arising Out of PS. Case No.-2 Year-2026 Thana- ARA NAGAR District- Bhojpur

Pappu Kumar S/o Ram Awadhesh Singh R/o Village - Salempur, P.s - Chandi,  
District - Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                            |   |                                  |
|----------------------------|---|----------------------------------|
| For the Petitioner/s       | : | Mr.Prabhat Kumar Singh, Advocate |
|                            |   | Ms. Priya, Advocate              |
| For the Opposite Party/s : |   | Mrs.Pushpa Sinha.1, APP          |

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

ORAL ORDER

2      23-02-2026                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in Town P.S. case No. 2  
of 2026 instituted for the offences under Section 30(a) of the  
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 150 liters  
liquor was recovered from motorcycle and the petitioner was  
arrested on spot.

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. It is



further submitted that the petitioner is neither the owner nor has got any concern with the liquor. The petitioner is in custody since 21.01.2026 and has got six criminal antecedents in which is on bail in all cases as stated in paragraph No. 3 of the application. There is no compliance of Section 103 of B.N.S.S., 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Learned APP further submits that the petitioner has six criminal antecedents and he may not be released on bail.

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, ***after framing of charge, if not already framed***, 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 Town P.S. case No. 2 of 2026, subject to the following conditions:

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

(II) The petitioner shall appear on each and every date



fixed at the trial and shall not remain absent on two consecutive dates without sufficient cause.

(III) The petitioner will not tamper with the evidence or the witnesses during the trial.

(IV) Petitioner shall not commit offence of similar nature in future.

If any of the above conditions are violated, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

**(Rudra Prakash Mishra, J)**

Pankaj/-

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