

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14678 of 2026

Arising Out of PS. Case No.-123 Year-2025 Thana- Bhopatpur District- East Champaran

Satendra Rai @ Satendra Yadav Son of Late Nandkishor Rai @ Nandkishor Ray Resident of Village - Jamunapur, P.S. - Kalyanpur, Dist. - East Champaran. Petitioner/s

Versus

The State of Bihar Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abbhishek Kumar, Advocate
Miss Harsha Shashwat, Advocate
For the Opposite Party/s : Mr.Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 18-04-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 30 (a) 41 (a) of the Bihar Prohibition and Excise Act and Section 25 (1-b) a, 26 and 35 of the Arms Act.

3. The case of the prosecution is that a total of 501.120 litres of illicit foreign liquor, along with a country-made pistol and live cartridges, was recovered from a Bolero vehicle.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in connection with the present case. It is further submitted that, as per the prosecution case itself, the petitioner allegedly fled away from the Bolero and was identified by the informant in the light of a torch. It is further submitted that nothing has been recovered from the possession of the petitioner and that he is not



concerned with the said Bolero in any manner, as he is neither the owner nor the driver of the vehicle. It is also contended that the witnesses to the seizure list are police personnel and that there has been non-compliance with Section 105 of the BNSS. It is further submitted that the petitioner has criminal antecedents in five cases of a similar nature and is in custody since 06.01.2026.

5. Learned APP for the State has opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Bhopatpur P.S. Case No. 123 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 1, Motihari, East Champaran with the condition that the petitioner shall not indulge himself in similar nature of offence in near future.

(Ashok Kumar Pandey, J)

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