

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17786 of 2026

Arising Out of PS. Case No.-382 Year-2025 Thana- MADANPUR District- Aurangabad

Shyam Singh @ Shyam Kumar Son of Suryadev Singh R/o Dihuli, P.S. -
Madanpur, Dist. - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Mukul Kumari

For the Opposite Party/s : Mr. Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 18-04-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 30(a), 34 and 36 of Bihar
Prohibition and Excise Amendment Act, 2022.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of 9 cases, out of which, seven cases
are under the Excise Act and allegation is of recovery of 1360
litres of spirit from a four wheeler and 840 litres of spirit was
found concealed in a husk and 3 motorcycles were seized. It is
next submitted that petitioner was not arrested from the spot as
such nothing was recovered from his conscious possession and
is not the owner of any of the seized vehicle and he came to be
implicated at the instance of chowkidar with whom he is on an



inimical term. It is also submitted that once an accused is implicated in a case relating to excise, the police starts implicating mechanically either through chowkidar, local person, confessional statement or secret information without holding a proper investigation. It is next submitted that petitioner is in custody since 03.02.2026 and charge sheet has been submitted. It is also submitted that if privilege of bail is granted to the petitioner, the petitioner will not abscond rather will cooperate in the trial to prove his innocence.

4. Learned A.P.P. opposes the prayer for bail of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, is directed to be released on bail on furnishing bail bonds of Rs.5000/- (Rupees five thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Madanpur P.S. Case No.382/2025.

(Satyavrat Verma, J)

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