

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19002 of 2026

Arising Out of PS. Case No.-8 Year-2026 Thana- Gurupa District- Gaya

Nitish Kumar S/o Late Upendra Yadav Resident of Village- Anbaatari, P.S.-
Chauparan, District- Hazaribagh, Jharkhand

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Jitendra Kumar

For the Opposite Party/s : Mrs.Sucheta Yadav

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

2 25-03-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with Gurpa
P.S. Case No. 08 of 2026 registered for the offence under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. It is alleged that from a motorcycle, which the
petitioner was driving, altogether 200 liters of country made
Mahua wine was recovered.

4. Learned counsel appearing for the petitioner
submits that the petitioner is in custody since 29.01.2026 and
the vehicle does not belong to him and there is non-compliance
of Section 103 of BNSS and he is the sole bread earner of his
family and he undertakes to cooperate in the trial.

5. Learned A.P.P. for the State vehemently opposed
the prayer for bail of the petitioner.



6. Considering the facts and circumstances of the case, let the, above named, petitioner be released on bail 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.04, Gayaji, in connection with Gurpa P.S. Case No. 08 of 2026.

7. It is directed that the petitioner would be represented on each and every date in the trial and on failure on two consecutive dates, the learned court below would be at liberty to cancel his bail bonds. It is further directed that if the petitioner gets himself involved in similar nature of offences, the prosecution would be at liberty to file cancellation of bail before appropriate forum.

(Praveen Kumar, J)

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