

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19416 of 2026

Arising Out of PS. Case No.-184 Year-2025 Thana- MAHESHKHUNT District- Khagaria

Bablu Kumar Thakur S/O Upendra Thakur R/at Village - Ward No. 13,
Kurmitola, Jamalpur, P.S. - Gogri, Dist.- Khagaria, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Seema Kumari, Advocate

For the Opposite Party/s : Mr. Anil Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 31-03-2026 Heard Ms. Seema Kumari, learned counsel for the

petitioner and Mr. Anil Kumar, learned Additional Public

Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
05.01.202 in connection with Maheshkhunt P.S. Case No. 184 of
2025, F.I.R. dated 23.12.2025 for the offences punishable under
Section 30(a) of the Bihar Prohibition and Excise Act, 2022
(Amended).

3. Recovery is of 384.840 liters of illicit liquor.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. She further submits that it
appears from the F.I.R. as well as seizure list that nothing has
been recovered from the conscious possession of the petitioner



rather the recovery has been made from the vehicle in question and petitioner has been made accused in the present case merely on the ground that he is owner of the vehicle in question. She further submits that in fact, the petitioner has sold the said vehicle through sale deed dated 25.10.2025 in favour of one Sanno Baitha. She further submits that the co-accused, namely, Rahish Suddin @ Rahim Uddin who was the driver of the alleged vehicle has been granted regular bail by a Co-ordinate Bench of this Court vide order dated 27.02.2026 passed in Cr. Misc. No. 14745 of 2026. The petitioner is in custody since 05.01.2026.

5 The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances that the petitioner has clean antecedent, he has been made accused merely on the ground that he is owner of the vehicle in question but in fact, he has sold the said vehicle to Sanno Baitha on 25.10.2025 itself and the similarly situated co-accused has been granted bail by a Co-ordinate Bench of this Court, let the petitioner, above named, 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 the learned Incharge



Special Judge Excise-II, Khagaria in connection with Maheshkhunt P.S. Case No. 184 of 2025, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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