

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20941 of 2026

Arising Out of PS. Case No.-89 Year-2026 Thana- Excise P.S. District- Kaimur (Bhabua)

1. Murlidhar Singh S/O Ran Bahadur Singh Resident of Village - Sonvarsaha, P.S- Kagahar, Dist- Rohtas
2. Raju Kumar S/O Mudrika Paswan Resident of Village - Sareya, P.S- Kagahar, Dist- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kiran Kumari Sharma, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 30-03-2026 Heard Ms. Kiran Kumari Sharma, learned counsel
for the petitioners and Mr. Surendra Kumar, learned Additional
Public Prosecutor for the State.

2. Petitioners seeks bail who are in custody since
17.02.2026 in connection with Excise P.S. Case No. 89 of 2026,
F.I.R. dated 02.01.2026 for the offences punishable under
Sections 30(a), 32(i) (iii) and 41(i) (ii) of the Bihar Prohibition
and Excise Act.

3. Recovery is of 189 liters of illicit liquor.

4. Learned counsel for the petitioners submits that
petitioners have clean antecedent and they have falsely been
implicated in the present case. The allegation as alleged in the



F.I.R is false and fabricated and the petitioners have not committed any offence as alleged in the F.I.R. It appears from the F.I.R that altogether 189 liters of illicit liquor has been recovered from the vehicle in question. She further submits that there is non-compliance of Section 103/105 of the BNSS, 2023. The petitioners are in custody since 17.02.2026.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances that the petitioners have clean antecedent and there is non-compliance of Section 103/105 of the BNSS, 2023, let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Special Judge Excise-II, Kaimur at Bhabhua in connection with Excise P.S. Case No. 89 of 2026, subject to the following conditions:-

- i. Petitioners 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 their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.
- ii. If the petitioners 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 petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. 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)

Vanisha/-

U		T	
---	--	---	--

