

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25473 of 2026

Arising Out of PS. Case No.-198 Year-2026 Thana- SONEPUR District- Saran

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1. Satendra Rai @ Satendray Ray S/o Rambadan Ray R/O Village- Baburbani,
P.S- Sonepur, Dist- Saran
 2. Saral Rai @ Ranjeet Kumar Rai S/o Rambadan Ray R/O Village- Baburbani,
P.S- Sonepur, Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeet Kumar Singh, Advocate
For the Opposite Party/s : Mr. Md. Shakir Ahmad, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 16-04-2026 Heard Mr. Sanjeet Kumar Singh, learned counsel
for the petitioners and Mr. Md. Shakir Ahmad, learned
Additional Public Prosecutor for the State.

2. Petitioners seek bail who are in custody since
17.03.2025 in connection with Sonepur P.S. Case No. 198/2026,
F.I.R. dated 27.02.2026 for the offences punishable under
Section 30(a) of the Bihar Prohibition and Excise Act.

3. Recovery is of 430 liters of country made liquor.

4. Learned counsel for the petitioners submits that
petitioners are innocent and they have falsely been implicated in
the present case. He 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 petitioners rather the recovery has been made from bush and the petitioners have been made accused merely on the basis suspicion. The seizure list witnesses are police personnel and there is non-compliance of Sections 103 and 105 of the BNSS. He further submits that the police after investigation submitted the charge sheet against the petitioners. The petitioners are in custody since 17.03.2026.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners and submits that petitioner no. 1 has seven criminal antecedents whereas the petitioner no. 2 has three criminal antecedent but fairly submits on the basis of paragraph-3 of the bail application that the petitioners are on bail in the said matter.

6. Considering the aforesaid facts and circumstances, 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 court of 2nd Exclusive Special Excise Judge, Saran at Chapra in connection with Sonapur P.S. Case No. 198/2026, 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 his absence on two consecutive dates without sufficient reason, his bail bonds 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 his 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)

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