IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27989 of 2026

Arising Out of PS. Case No.-64 Year-2026 Thana- Excise P.S. District- Saran

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Sunil Kumar S/o Vishundeo Rai @ Vishun Dev Ray R/o Village - Vishunpur, P.S - Bidupur, District - Vaishali

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Sanjeet Kumar Singh, Advocate
For the Opposite Party/s : Ms.Meena Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 27-04-2026 Heard Mr.Sanjeet Kumar Singh, learned counsel for the petitioner and Ms.Meena Singh, learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since 10.03.2026 in connection with Sadar Excise P.S. Case No. 64 of 2026, F.I.R. dated 09.03.2026 registered for the offence punishable under Sections 30(a)/32(3) of Bihar Prohibition and Excise Amended Act, 2016 (Amendment Act, 2018).

3. Recovery is of 259.20 liters of foreign liquor.

4. Learned counsel appearing for the petitioner submits that the petitioner has clean antecedent. Further submits that it appears from the FIR as well as the seizure list that nothing has been recovered from conscious possession of the petitioner rather the recovery has been made from the vehicle in quesiton and altogether 259.20 liters of foreign liquor was

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recovered from the vehicles in quesiton and the petitioner is driver of one of the vehicles in question i.e. TUV Car bearing Registration No. BR01PJ9974 and petitioner has no concern at all with the alleged recovery of illicit liquor and seizure list witnesses are police personnel and the petitioner is in custody since 10.03.2026.

5. Learned APP for the State has opposed the prayer for bail of the petitioner.

6. Considering the aforesaid fact and petitioner has clean antecedent, 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 learned 3rd Exclusive Special Excise Court, Saran at Chapra in connection with Sadar Excise P.S. Case No. 64 of 2026, with 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/her absence on two consecutive dates without sufficient reason, his/her 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

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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)

Nitesh/-

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