

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26479 of 2026

Arising Out of PS. Case No.-151 Year-2026 Thana- KOCHADHAMAN District- Kishanganj

1. Rahul Kumar Son of Chandan Kumar @ Chandan Kumar Sah Resident of Village- Sukhasan, P.S.- Singheshwar, District- Madhepura
2. Bambam Kumar Son of Vishnudev Prasad Yadav Resident of Village- Sukhasan, P.S.- Singheshwar, District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar, Advocate

For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 22-04-2026 Heard Mr. Ram Prawesh Kumar, learned counsel
for the petitioners and Ms. Asha Kumari, learned Additional
Public Prosecutor for the State.

2. Petitioners seeks bail who are in custody since
14.03.2026 in connection with Kochadhaman P.S. Case No. 151
of 2026, F.I.R. dated 13.03.2026 for the offences punishable
under Section 30(a) of the Bihar Prohibition and Excise
Act, 2018.

3. Recovery is of 406.84 liters of foreign liquor.

4. Learned counsel for the petitioners submits that
petitioners have clean antecedent 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 have been recovered from the conscious possession of the petitioners rather the recovery have been made from dickey and seat of the vehicle in question and petitioners are not the owner of the vehicle in question. He further submits that there is non-compliance of Section 103 and 105 of BNSS and the petitioners are in custody since 14.03.2026.

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

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) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise-I, Kishanganj in connection with Kochadhaman P.S. Case No. 151 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 tamper 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)

Suruchi/-

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

