

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27832 of 2026

Arising Out of PS. Case No.-146 Year-2026 Thana- Excise P.S. District- Kaimur (Bhabua)

Prasid Kumar Singh S/O Khublal Singh R/O Vill.- Medanipur, P.s.- Mufassil,
Dist.- Rohtas, Sasaram

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 27-04-2026 Heard Mr. Pramod Kumar, learned counsel for the

petitioner and Ms. Veena Kumari Jaiswal, learned Additional

Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
22.03.2026 in connection with Prohibition & Excise Bhabhua
P.S. Case No. 146 of 2026, F.I.R. dated 21.03.2026 for the
offences punishable under Section 30(a), 32(i) & (iii), 41(i) &
(ii) of the Bihar Prohibition and Excise Act, 2018.

3. Recovery is of 111.080 liters of foreign liquor.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has 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 petitioner rather



the recovery has been made from auto in question and petitioner is not the owner of the auto in question and the petitioner has been made accused merely on the basis that he is the driver of auto in question. He further submits that petitioner has no concern at all with alleged recovery of liquor and the petitioner is in custody since 22.03.2026.

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

6. Considering the aforesaid facts and circumstances and the fact that petitioner has clean antecedent and nothing has been recovered from the conscious possession of the petitioner rather the recovery has been made from auto in question and petitioner is not the owner of the auto in question, 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 Exclusive Special Judge (Excise)-II, Kaimur, Bhabhua in connection with Prohibition & Excise Bhabhua P.S. Case No. 146 of 2026, 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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