

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27981 of 2026

Arising out of P.S. Case No.-43 Year-2026 Thana- BHAIKAVSHTHAN District- Madhubani

Vikash Yadav, S/o Rajdev Yadav, R/o Village - Tilai, P.S - Andhrathadi,
District - Madhubani, Bihar. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ANSUL
ORAL ORDER

3 13-05-2026 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

2. The petitioners seek bail in Bhairavsthan P.S. Case No. 43 of 2026 registered under Sections 274, 275 and 3(5) BNS and Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. The allegation is that 486 litres Saurabh Saufi Nepali wine from the bamboo grove was recovered and the petitioner was apprehended on chase from there by the police force.

4. Learned counsel for the petitioner submits that no incriminating article was recovered from the conscious possession of the petitioner and the petitioner is in custody since 16.03.2026.

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



6. Considering that recovery has not been made from the conscious possession of the petitioner and the petitioner is in custody since 16.03.2026, this Court is inclined to grant bail to the petitioners.

7. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise, Jhanjharpur, Madhubani in connection with Bhairavsthan P.S. Case No. 43 of 2026.

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Ansul, J)

Vikash/-

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