

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27501 of 2026

Arising Out of PS. Case No.-19 Year-2024 Thana- BARAHRI District- Rohtas

Raju Kumar Singh Son of Ram Awadhesh Singh Resident of village - Sorathi,
P.S.- Dinara, District - Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad, Advocate
For the Opposite Party/s : Mr.Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 01-05-2026 Learned counsel for the petitioner, at the outset, submits that due to his fault the name of the deceased father of the petitioner has been wrongly named and the word “Late” could not be mentioned and seeks permission to add the word “Late” in the cause title in course of the day.

02. Prayer is allowed.

03. Heard learned counsel for the petitioner and learned A.P.P. for the State.

04. In the present case, the petitioner is apprehending his arrest in connection with Badhari P.S. Case No. 19 of 2024 registered for the alleged offences under Section 30(a) of the Bihar Prohibition & Excise Act.

05. As per prosecution case, during checking of vehicles on getting a tip off about ferrying of illicit liquor on a motorcycle, the said motorcycle was intercepted and two



persons riding the motorcycle tried to run away leaving behind the motorcycle but both of them were apprehended. The petitioner is said to be the owner of the motorcycle. From the jute bag loaded on the motorcycle, recovery of 12.960 litres of foreign liquor was made.

06. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. Petitioner was not apprehended from the spot and nothing incriminating has been recovered from his person or possession. It is true that the petitioner is the owner of the said motorcycle but the said motorcycle was taken by coaccused Munna Kumar Singh who is own brother of the petitioner and he misused the motorcycle in transporting illicit liquor. There is no cogent material against the petitioner to connect him with the offences as alleged except for the fact that he is said to be the owner of the motorcycle in which the illicit liquor was transported. Petitioner is having antecedent of one case of similar nature but the said case is of the year 2017 and thereafter there is no antecedent of the petitioner.

07. Learned A.P.P. for the State opposes the submission made on behalf of the learned counsel for the petitioner.

08. Having regard to the facts and circumstances and submission made on behalf of the parties and considering the fact



that no recovery has been shown from the petitioner and further considering arrest of the coaccused persons including the brother of the petitioner and also considering possibility of false accusation, let the petitioner above named, in the event of his arrest or surrender before the court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of Court of learned Exclusive Special Judge, Court No. 1, Rohtas at Sasaram in connection with Badhari P.S. Case No. 19 of 2024, subject to the condition laid down under Section 482(2) of the B.N.S.S. and other following conditions:

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial court.

(Arun Kumar Jha, J)

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