

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29014 of 2026

Arising Out of PS. Case No.-320 Year-2025 Thana- GAYA MUFASIL District- Gaya

Sintu Kumar S/o Preman Yadav R/o Village- Purni Bathan, Police Station-
Fatehpur, District- Gaya ji

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jay Prakash Singh, Advocate
For the Opposite Party/s : Mr. Rajesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 06-05-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with
Mufassil P.S. Case No. 320 of 2025 registered for the offence
punishable under Section 30(a) of the Bihar Prohibition and Excise
Act.

3. The case of the prosecution, in short, is that the police
had information that the petitioner, along with others, was carrying
illicit liquor in a car. It is alleged that the petitioner fled away
seeing the police leaving the car, and from the said car, altogether
169.125 liters of illicit foreign liquor was recovered.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this case. He further
submits that the petitioner is neither the owner nor the driver of the
alleged car. The name of the petitioner has surfaced only on the



basis of information provided by the police. It is further submitted that the witnesses to the seizure list are police personnel and the police have not complied with Section 105 of the BNSS while making the seizure. Moreover, the petitioner is languishing in judicial custody since 09.03.2026.

5. The application for bail is opposed by learned APP for the State and submits that the petitioner has criminal antecedent of six cases out of which three cases are of similar nature.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail **with the condition that the petitioner shall not indulge himself in similar nature of offences in future, shall cooperate in trial and one of the bailor shall be his near relative.** The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise-I, Gaya Ji in connection with Mufassil P.S. Case No. 320 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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