

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32062 of 2026

Arising Out of PS. Case No.-183 Year-2026 Thana- DHAKA District- East Champaran

Suresh Kumar S/o Lakshman Sah Resident of Village- Auraiya, P.S.- Gaura/
Gaur, District- Rautahat, Nepal (District- East Champaran, wrongly
mentioned in the impugned order. This is error of record)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kundan Rathore Alias Kundan Kumar, Adv.
For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 12-05-2026 Heard the parties.

2. Petitioner seeks regular bail in connection with
Dhaka P.S. Case No. 183/ 2026 registered for the offence(s)
punishable under Section 30(a) of the Bihar Prohibition &
Excise (Amendment) Act, 2022.

3. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case due to local enmity and village politics. It is
submitted that nothing has been recovered from the conscious
possession of the petitioner and alleged liquor was recovered
from a sack. Learned counsel further submits that petitioner is
not the owner of the alleged motorcycle and the mandatory
provision of section 103(4) of the BNSS has not been complied



with and all seizure witnesses are members of the police party.
The petitioner has clean antecedent and is in custody since
03.04.2026.

4. The learned APP appearing for the State has
opposed the bail prayer of the petitioner.

5. In the facts and circumstances of this case and
considering the aforesaid submissions advanced by the
petitioner's counsel as well as averments made in this petition
coupled with the petitioner's fair and clean antecedent, this
court is inclined to release the petitioner on bail. Accordingly,
let the petitioner named-above be released on bail in connection
with Dhaka P.S. Case No. 183/ 2026 on furnishing bail bond of
Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the
like amount each to the satisfaction of the Court concerned.

(Shailendra Singh, J)

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