

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 37315 of 2026

Arising Out of PS. Case No.-202 Year-2022 Thana- YADOPUR District- Gopalganj

Pappu Kumar Yadav @ Pappu Kumar Son of Chhotelal Yadav Resident of
Village- Tirbirwan, P.S.- Gopalganj Town, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Javed Aslam, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 16-06-2026 Heard Mr. Javed Aslam, learned counsel for the
petitioner and Mr. Manoj Kumar, the learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since 28.02.2026 in connection with Yadopur P.S. Case No. 202 of 2022, F.I.R. dated 24.11.2022 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act 2022.

3. Recovery is of 313.2 liters of country-made liquor.

4. Learned counsel appearing for the petitioner submits that it appears from the FIR as well as the seizure list that nothing has been recovered from the conscious possession of the petitioner rather the recovery has been made from the vehicles in question and the petitioner has been made accused in the present case merely on the ground that the petitioner is



owner of one of the vehicles in question and there is non-compliance of Sections 103 and 105 of the B.N.S.S, 2023 and the petitioner was not apprehended at the place of occurrence and police, after investigation, submitted the charge-sheet against the petitioner and the petitioner is in custody since 28.02.2026.

5. Learned APP for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries two more cases other than the present one but fairly submits that out of two cases, in one case police submitted final form against the petitioner and not sent up for trial and rest one case is pending for consideration before the competent Court of law, as mentioned in para-3 of the bail petition.

6. Considering the aforesaid fact, 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 learned A.D.J.-XIII-cum-Special Judge Excise Court-I, Gopalganj in connection with Yadopur P.S. Case No. 202 of 2022, with 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/her absence on two consecutive dates without sufficient reason, his/her 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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