

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36620 of 2026

Arising Out of PS. Case No.-111 Year-2026 Thana- BIBHUTIPUR District- Samastipur

Rajkishore Singh @ Harelal @ Heeralal Son of Mahindra Mahto Resident of
Village - Singhiya Bujurg, Uttar Sahu Tol, Ward Number 7, P.S.- Bibhutipur,
District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Advocate
For the Opposite Party/s : Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 15-06-2026 Heard Mr. Mritunjay Kumar, learned counsel for the
petitioner and Mr. Madan Kumar, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
20.03.2026, in connection with Bibhutipur P.S. Case No. 111 of
2026, F.I.R. dated 16.03.2026 registered for the offences
punishable under Section 30(a) of Bihar Prohibition & Excise
Act, 2022 (amended).

3. Recovery is of 590.400 litres of Indian made
foreign liquor.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case. He further submits that it appears from the F.I.R.
as well as seizure list that nothing has been recovered from the



conscious possession of the petitioner rather recovery has been made from the paddy field and altogether 590.400 litres of Indian made foreign liquor was recovered and the name of the petitioner has been transpired on the basis of disclosure made by local choukidar and except the aforesaid, nothing has come during investigation to suggest the involvement of the petitioner in the present occurrence. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 20.03.2026.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries one more case other than the present one.

6. Considering the facts and circumstances of the case and the fact that nothing has been recovered from the conscious possession of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise Court-I, Samastipur in connection with Bibhutipur P.S. Case No. 111 of 2026, subject to the following conditions :-

(1) 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 absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) 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 antecedents, 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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