

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33539 of 2026

Arising Out of PS. Case No.-316 Year-2025 Thana- SRIPUR District- Gopalganj

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Bulet Tiwari @ Bulet Kumar Son of Uma Tiwari Resident of village -
Kaleyanpur, @ Kalyanpur @ Khajuriya, Police Station - Bhore, District -
Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Baijnath Sah, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 14-05-2026 Heard Mr. Baijnath Sah, learned counsel for the

petitioner and Mr. Brajendra Nath Pandey, learned APP for the

State.

2. Petitioner seeks bail, who is in custody since
07.03.2026, in connection with P.T.N. No. 3858 of 2025 arising
out of Shripur P.S. Case No. 316 of 2025, F.I.R. dated
22.12.2025 registered for the offences punishable under Section
30(a) of the Bihar Prohibition & Excise (Amendment) Act,
2018.

3. Recovery is of 63 litres of *country 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 place of occurrence and as per allegation, the petitioner has fled away from the place of occurrence and the name of the petitioner has been transpired on the basis of secret information and except the aforesaid, no other cogent material has come during investigation against the petitioner to suggest the involvement of the petitioner in the present occurrence. The petitioner is in custody since 07.03.2026.

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 of similar nature 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 and the name of the petitioner has been transpired on the basis of secret information, 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 District and Additional Sessions Judge-XIII-cum-Special Judge



Excise-I, Gopalganj, in connection with P.T.N. No. 3858 of 2025 arising out of Shripur P.S. Case No. 316 of 2025, 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.

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(Rajesh Kumar Verma, J)

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