

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35380 of 2026

Arising Out of PS. Case No.-143 Year-2026 Thana- NADI P.S. District- Patna

Shambhu Kumar S/O Late Krishna Rai @ Krishna Ray R/O Vill.-
Fatehjangpur, Sabalpur P.S.- Nadi, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr. Jai Narain Thakur, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 21-05-2026 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

2. The petitioner has prayed for bail in connection
with Nadi P.S. Case No. 143 of 2026 registered for the offence
punishable under 30(a) of the Bihar Prohibition & Excise Act.

3. The case of the prosecution, in short, is that from
a Bike altogether 360 litres of illegal country made liquor was
recovered.

4. Learned counsel appearing on behalf of the
petitioner has submitted nothing has been recovered from the
possession of this petitioner. Learned counsel for the petitioner
has further submitted that the witnesses of the seizure list are
police personnel and police have not complied Section 105 of
the BNSS while making seizure. Learned counsel for the



petitioner has further submitted that the petitioner is having one criminal antecedent of similar nature and he is in judicial custody since 19.04.2026.

5. The application for bail is opposed by learned APP for the State.

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 offence in future.** 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 court of learned Special Judge, Excise, Patna City, Patna, in connection with Nadi P.S. Case No.143 of 2026.

(Ashok Kumar Pandey, J)

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