

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36865 of 2026

Arising Out of PS. Case No.-121 Year-2026 Thana- ISUAPUR District- Saran

Hari Govind Kumar @ Hari Gobind Kumar son of Awadhesh Ram Resident
of Village - Mudwa Erazi Ward no. 11, Ps- Isuapur, Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Chetna, Advocate

For the Opposite Party/s : Mr. Mohammed Arif, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 16-06-2026 Heard Ms. Chetna, learned counsel for the petitioner
and Mr. Mohammed Arif, learned Additional Public Prosecutor
for the State.

2. Petitioner seeks bail who is in custody since
11.04.2026 in connection with Isuapur P.S. Case No. 121 of
2026, F.I.R. dated 10.04.2026 for the offences punishable under
Section 30(a) of the Bihar Prohibition and Excise Act, 2022.

3. Recovery is of 52 liters of illicit Spirit.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. She 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 the recovery of 52 liters of Spirit has been made from the



place of occurrence. It appears from the seizure list that seizure list witnesses are police personnel so there is non-compliance of Section 103/105 of the BNSS, 2023. The petitioner is in custody since 11.04.2026.

5 The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, 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 the learned 3rd Exclusive Special Excise Court, Saran at Chapra in connection with Isuapur P.S. Case No. 121 of 2026 subject to 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 absence on two consecutive dates without sufficient reason, his 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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