

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36782 of 2026

Arising Out of PS. Case No.-592 Year-2025 Thana- HARSIDHI District- East Champaran

Bheem Kumar @ Bheem Ram S/o Harendra Ram Resident of village - Areraj
Ward No. 1, P.S - Areraj, District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 16-06-2026 Heard Mr. Abhishek Kumar, learned counsel for
the petitioner and Md. Matloob Rab, learned Additional Public
Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
08.01.2026 in connection with Harsidhi P.S. Case No. 592 of
2025, F.I.R. dated 27.08.2025 for the offences punishable under
Section 30(a) of the Bihar Prohibition and Excise Act, 2018.

3. Recovery is of 172 liters of country made liquor.

4. Learned counsel for the petitioner submits that
petitioner is innocent and he has falsely been 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 the recovery has
been made from motorcycle in question and one Ankit



Chaudhary was apprehended, who was carrying the illicit liquor along with him and the petitioner has been made accused merely on the basis that he is the owner of the motorcycle in question. He next submits that the said Ankit Choudhary has been granted the privilege of bail by a co-ordinate Bench of this Court in Cr. Misc. No. 13369 of 2026 vide order dated 26.02.2026. The petitioner is in custody since 08.01.2026.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that petitioner carries three criminal antecedents other than the present one of similar nature but fairly submits on the basis of paragraph-3 of the bail application that the petitioner is on bail in the said matters.

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 Exclusive Special Excise Court No-1, Motihair, East Champaran in connection with Harsidhi P.S. Case No. 592 of 2025, 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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