

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42881 of 2026

Arising Out of PS. Case No.-258 Year-2021 Thana- RIGA District- Sitamarhi

Subodh Kumar S/o- Santosh Ray R/village- Dostpur, P.S- Bathnaha, Dist-
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 03-07-2026 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in a case registered for the
offences punishable under Section 414 of the I.P.C. and Section
30(a) of the Excise Act.
3. The learned counsel for the petitioner submits that
the petitioner has antecedent of five cases out of which three
cases are under the Excise Act and is in custody since
12.05.2026 and allegation is of recovery of 180ml liquor from
possession of Raju Kumar and 2739.60 litres of liquor from a
truck and a car.
4. The learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession and is not the owner of



any of the seized vehicles and petitioner has no concern or relation with Raju Kumar and he came to be implicated based on confessional statement of Raju in police custody which does not have any evidentiary value. It is next submitted that police in majority of cases implicating innocent persons either at the behest of Chaukidar, local person, secret information and confessional statement in a mechanical manner without holding a proper investigation.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, is directed to be released on regular bail on his furnishing bail-bonds in the sum of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Trial Court where the case is pending/successor Court in connection with Riga P. S. Case No.258 of 2021.

7. The application stands allowed.

(Satyavrat Verma, J)

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