

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45511 of 2026

Arising Out of PS. Case No.-157 Year-2026 Thana- BAIKUNTHPUR District- Gopalganj

Lalbaboo Rai @ Lalbabu Ray S/O Late Yodha Ray Resident of Village -
Sonwaliya, P.S- Baikunthpur, Dist- Gopalganj, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Adesh Raj Singh, Advocate

For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara, APP

CORAM: HONOURABLE MR. JUSTICE ANSUL

ORAL ORDER

2 08-07-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Baikunthpur P.S. Case No. 157 of 2026 registered for the offences punishable under Sections 30(a) and 41(1) of the Bihar Prohibition and Excise Act.

3. The prosecution case is that 60 litres of spirit has been recovered from three plastic boxes which were kept in the home of Bhagwan Rai.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery of liquor. The petitioner has



been in custody since 15.03.2026 and has no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-I, Gopalganj/concerned Court in connection with Baikunthpur P.S. Case No. 157 of 2026.

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Ansul, J)

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