

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45954 of 2026

Arising Out of PS. Case No.-164 Year-2026 Thana- Excise P.S. District- Rohtas

Raju Kumar Rajak S/o Nagendra Rajak R/o Village - Tenduadih, PS -
Nariharganj, District - Palamu (Jharkhand), At present R/o Village - Tumba,
P.S - Rohtas, District - Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad

For the Opposite Party/s : Mr.Suman Kumari Singh

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 10-07-2026 Heard the parties

2.The petitioner is not named in the F.I.R. and apprehending his arrest in connection with Sasaram Excise P.S. Case No. 164 of 2026 registered for the offences punishable under Section 30(a) of Excise Act.

3. The allegation against the petitioner is to be engaged in illegal trading/manufacturing of illicit liquor, where, there is recovery of 20 litres of IMFL/country made liquor.

4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is owner of the alleged motorcycle bearing registration no. JH 03X 1883 from where illicit liquor was recovered and moreover, nothing surfaced during course of investigation which may suggest that petitioner was under knowledge to have consignment of illicit



liquor, and admittedly recovery of illicit liquor was not made from conscious physical possession of the petitioner.

5 Learned APP, opposed the prayer of bail.

6. In view of aforesaid factual and legal submission and by taking note of fact as recovery of illicit liquor *prima-facie* not appears to be made from the physical possession of the petitioner, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Spl. Judge court no. 1, Rohtas at Sasaram /concerned Court, where the case is pending in connection with Sasaram Excise P.S. Case No. 164 of 2026, subject to the conditions as laid down under Section 482(2) of BNSS.

(Chandra Shekhar Jha, J)

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