

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49501 of 2026

Arising Out of PS. Case No.-175 Year-2026 Thana- MADHEPUR District- Madhubani

1. Sonu Kumar @ Arvind Kumar Son of Bholi Yadav Resident of Village- Mahdeva, P.S.- Phulparas, District- Madhubani.
2. Chandrashekhar Kumar @ Chandrashekhar Son of Late Raj Kishor Yadav Resident of Village- Mahdeva, P.S.- Phulparas, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewanand Tiwari, Advocate

For the Opposite Party/s : Mr. Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 22-07-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in G.R. No. 307 of 2026 arising out of Madhepur P.S. Case No. 175 of 2026 instituted for the offences under Sections 30(a) and 41(1) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 252 liters liquor was recovered from Car and the petitioners were arrested on spot.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners



have got no concern with the alleged recovery of liquor. It is further submitted that petitioner No.1 was the driver and petitioner No.2 was sitting as passenger in the vehicle in question and they had no knowledge with regard to nature of goods kept in the vehicle. The petitioners are in custody since 17.06.2026 and have got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S., 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

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

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with G.R. No. 307 of 2026 arising out of Madhepur P.S. Case No. 175 of 2026.

(Rudra Prakash Mishra, J)

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