

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49002 of 2026

Arising Out of PS. Case No.-142 Year-2026 Thana- DHANAHA District- West Champaran

1. Sugriv Yadav @ Sugrim Yadav S/o Ramnain Yadav Resident of - Piparich, PS - Piparich, District - Gorakhpur, State - U.P
2. Subhash @ Subhash Ram S/o Bipat Ram @ Bipat R/o - Chankoli, P.S - Kothimaar, District - Maharajganj, State - U.P

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gyan Prakash, Advocate

For the Opposite Party/s : Mr. Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 20-07-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in Dhanha P.S. Case No. 142 of 2026 instituted for the offences under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 604.8 liters liquor was recovered from Pick-up vehicle 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 petitioners are driver and passenger sitting in the vehicle and they had no knowledge regarding nature of goods booked by the transporter. The petitioners are in custody since 28.04.2026. The petitioner No.1 has got five criminal antecedents while petitioner No.2 has 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, and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioner No.1 namely, Sugriv Yadav @ Sugrim Yadav, be released on bail, ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Dhanha P.S. Case No. 142 of 2026, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner No.1.



(II) The petitioner No.1 shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner No.1.

8. Let the petitioner No.2 namely, Subhash @ Subhash Ram be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Dhanha P.S. Case No. 142 of 2026.

(Rudra Prakash Mishra, J)

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