

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51669 of 2026

Arising Out of PS. Case No.-96 Year-2025 Thana- NAYAGAON District- Saran

Satrudhan Shaw Son of Shivjee Shaw @ Shivji Sah Resident of Village-
Pahleza Ghat Sonapur near Fish Haat, P.S.- Pahleza Ghat, District- Saran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Ms. Khushi Awadh, Advcoate Mr. Jitendra Narain Sinha, Advocate
For the Opposite Party/s	:	Mr. Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH
ORAL ORDER

2 29-07-2026 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

2. The present application has been filed on behalf of the petitioner for grant of regular bail in connection with Nayagaon P.S. Case No. 96 of 2025, for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016 (Amended).

3. As per the prosecution case, there is a recovery of 76.14 litres of Indian made foreign liquor from the vehicle and after seeing the police party, the driver (the petitioner) started to fled away and on chase one person was apprehended and he disclosed the name of this petitioner.

4. Learned counsel for the petitioner submitted that



the petitioner is innocent and has falsely been implicated in this case. The petitioner is allegedly the driver of the alleged tempo from which the recovery has been made and the Tempo runs on hire. It is further alleged that the alleged that recovered liquor is the materials of passenger who hired the said auto from the petitioner.

5. It is submitted that the petitioner has no concern with the alleged recovered wine in question as the petitioner is a driver of alleged auto and runs the same as to earn his daily livelihood. Petitioner was just a driver and has fallen victim of highhandedness of police. Petitioner has no role to play in the entire episode. Nothing incriminating article was recovered from the conscious possession of the petitioner. Petitioner has clean antecedent and he is in custody since 12.06.2026.

6. Learned APP for the State has vehemently opposed the prayer for bail.

7. Considering the facts and circumstances of the case, I am inclined to enlarge the petitioner on bail. The petitioner, above named, is directed to 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 Court of Exclusive Special Excise Judge- 2nd Saran at



Chapra/successor court in connection with Nayagaon P.S. Case
No. 96 of 2025, subject to following conditions:-

(i) One of the bailors should be family member of the
petitioner.

(ii) Petitioner will co-operate in the trial and will
remain present on all dates personally or should be duly
represented through his counsel and whenever required to be
physically present by the court, he should physically appear in
the Court on that date.

(iii) If the petitioner tampers with the evidence or the
witnesses, in that case, the prosecution will be at liberty to move
for cancellation of bail.

(Kumar Manish, J)

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