

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.51697 of 2026**

Arising Out of PS. Case No.-131 Year-2026 Thana- ROSERA District- Samastipur

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Gaurab Kumar Singh @ Gaurav Kumar Singh @ Gourav Kumar Singh S/o  
Shailendra Singh R/o Bhuli D Block, Sec 3, Qtr no. 201, P.S.- Bankmore,  
Distt.- Dhanbad, Jharkhand

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Madhav Kumar, Advocate

For the Opposite Party/s : Mr. Akshay Lal Pandit, APP

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**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 Rosera  
P.S. Case No. 131 of 2026, for the offence punishable under  
Sections 340(2) and 3(6) of the B.N.S., 2023 along with sections  
30(a) and 36 of the Bihar Prohibition and Excise Amendment)  
Act, 2022.

3. As per the prosecution case, on secret information  
received that a white pickup vehicle was transporting illicit  
foreign liquor hidden inside a generator box and on search total  
691.50 litres of foreign liquor was recovered. This petitioner  
was apprehended on the spot.



4. Learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is no way connected to the present case. From perusal of FIR, it is clear that the petitioner is merely a driver. The said pickup vehicle was hired by a person namely, Mukesh Kumar, who loaded the generator set onto the vehicle. The petitioner was instructed to follow his car. When the police intercepted, the petitioner intercepted the pickup, Mukesh Kumar fled the scene in his car.

5. It is submitted that nothing incriminating has been recovered from the conscious possession of the petitioner and the petitioner had no knowledge or control over the contraband hidden inside the generator box by the hirer, Mukesh Kumar. The petitioner has clean antecedent and he is in custody since 05.04.2026.

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 Exclusive Special Judge (Excise) I, Samastipur  
/concerned court in connection with Rosera P.S. Case No. 131  
of 2026, 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)**

Ranjeet/-

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