

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52038 of 2026

Arising Out of PS. Case No.-148 Year-2026 Thana- SAHPUR District- Bhojpur

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Kameshwar Yadav Son of Samundra Yadav Resident of Village- Madura,
P.S.- Gadhani, District- Bhojpur. ... Petitioner/s

Versus

The State of Bihar Bihar

... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan Ray, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, Adv.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

2 29-07-2026 Heard learned counsel for the petitioner as well as
learned A.P.P. on behalf of the State.

2. The petitioner has been made accused for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the allegations made in the F.I.R., altogether 192 litres of country made liquor has been recovered from one Motorcycle and Bolero while 32 litres has been recovered from the motorcycle driven by the petitioner.

4. Learned counsel for the petitioner submits that the petitioner has no criminal history. He further submits that he has been falsely implicated in this case. He undertakes to cooperate in trial and not to repeat the offence. The petitioner is in custody since 03.06.2026.

5. Learned A.P.P. on behalf of the State has opposed the prayer for bail of the petitioner.



6. Taking into consideration the aforesaid facts and clean antecedent, the petitioner above-named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Court of learned Exclusive Special Excise Court No. II, Bhojpur (Arah) in connection with P.S. Case No. 148 of 2026 subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial.

(ii) One of the bailors must be close relatives of the petitioner such as mother, father, brother, sister or wife.

(iii) The petitioner will appear on each and every date fixed by the trial court and if, he fails to do so on two consecutive dates, unless he is prevented by extremely adverse circumstances, the learned court below will be at liberty to cancel the bail bond of the petitioner.

(iv) If the petitioner repeats the offence of similar nature, his bail bond shall liable to be cancelled by the Court below after following the due process of law.

(Raj Kumar, J)

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