

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52057 of 2026

Arising Out of PS. Case No.-81 Year-2026 Thana- SHIKARGANJ District- East Champaran

Sarvesh Kumar Son of Harendra Raut Resident of Village- Shikarganj, P.S.-
Shikarganj, District- East Champaran (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Tiwari, Advocate

For the Opposite Party/s : Mr. Madan Kumar, A.P.P

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR

ORAL ORDER

2 29-07-2026 Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner is apprehending arrest in connection with Shikarganj P.S. Case No. 81 of 2026 lodged on 25.04.2026, for the offence punishable under Section 30(a) of Bihar Prohibition and Excise (Amendment) Act.

3. As per the prosecution, informant received a secret information in respect to illicit liquor and when the informant along with raiding team raided the alleged spot. It is further alleged that on seeing the police team, the petitioner and other co-accused fled away from the spot and 34.5 litres of Nepali liquor was recovered from the alleged spot.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this



case. The Counsel further submits that the petitioner has clean antecedent and has nothing to do with the alleged recovered liquor.

5. Learned APP for the State vehemently opposes the prayer for bail of the petitioner.

6. Having heard the parties, I am of the considered view that the name of the petitioner has been added on mere suspicion, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 3, East Champaran, Motihari in connection with Shikarganj P.S. Case No. 81 of 2026, subject to the conditions as laid down U/s 482(2) of the B.N.S.S., 2023 and also subject to the following conditions:

(I) One of the bailors shall be the petitioner's own or close member.

(II) The petitioner shall appear on each and every date fixed during the trial and also co-operate in the process of trial.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during



the course of trial.

(IV) The Petitioner shall not commit offence of a similar nature in future.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Alok Kumar, J)

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