

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51854 of 2026

Arising Out of PS. Case No.-107 Year-2026 Thana- Chakmesri District- Samastipur

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Sunny kumar Singh @ Shanni Kumar Singh @ Sunny Kumar son of
Ramashray Singh Resident of village - Chandauli western , Police Station -
Waini , District – Samastipur Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mahendra Pratap, Adv.

For the Opposite Party/s : Md. Anzarul Haque Sahara, APP.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR
ORAL ORDER

2 29-07-2026 Heard the learned counsel for the petitioner as well

as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in
connection with Chakmesri P.S. Case No. 107 of 2026,
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise Amendment Act.

3. The prosecution alleges that, acting on secret
information, the police intercepted an i-20 car and on search,
62.265 litres of illicit foreign liquor is said to have been
recovered. The petitioner was allegedly apprehended at the spot
and a mobile phone was also recovered from his possession.

4. The learned counsel for the petitioner has
submitted that the petitioner is innocent and has falsely been
implicated in the present case. Nothing has been recovered from
conscious possession of the petitioner. He has further submitted



that the petitioner is neither the driver nor the owner of the vehicle and was merely taking a lift, as stated in paragraph no. 10 of the application, while returning from a birthday party. He has also submitted that the petitioner is involved in one another case, in which, he is on bail. He has next submitted that the provisions of Section 103 of the BNSS have not been complied with. He has further submitted that the petitioner has been in judicial custody since 13.06.2026. He undertakes to cooperate with the investigation and trial as also not to repeat the offence of similar nature.

5. On the other hand, the learned APP for the State has opposed the prayer for bail by submitting that the petitioner has one criminal antecedent in his credit.

6. Taking into account the entire facts and circumstances of the case, 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 learned Exclusive Special Judge, Excise Court No. 1,/concerned Court, Samastipur in connection with Chakmeshi P.S. Case No. 107 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) Before release, the learned court below shall verify the criminal antecedent of the petitioner and if he is found involved in any case other than the case as mentioned in para-3 of the bail petition, his bail bond will not be accepted.

(v) It is also made clear that there shall not be any delay in verifying the criminal antecedent of the petitioner.

(vi) If he repeats any offence of similar nature, his bail bond shall be liable to be cancelled immediately by the learned court below.

(Raj Kumar, J)

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