IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74279 of 2026
CNR No. BRHC011068612026

Arising Out of PS. Case No.-151 Year-2026 Thana- HALSI District- Lakhisarai

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Murshid Shah S/o Khudush Miyan @ Kudus R/o Village- Premdiha, PS- Halsi, Distt- Lakhisarai

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rabi Bhushan, Advocate.
For the Opposite Party/s : Mr.Md. Iftekhar Mahmood, APP.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 28-10-2026 Heard learned counsel appearing on behalf of the petitioner and learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Halsi P.S. Case No. 151 of 2026 registered for the offence punishable under Sections 30(a) and 32 of the Bihar Prohibition and Excise Act.

3. Allegation is of recovery of 350 ml of foreign liquor from co-accused Chhotu Khan.

4. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is the owner of the motorcycle which was being driven by co-accused Chhotu Khan from whose possession 350 ml. of foreign liquor was recovered. The said co-accused Chhotu Khan was apprehended on the spot who disclosed the name of the petitioner. Nothing has been recovered from the possession of the petitioner. The petitioner

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has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties and the nature of allegation against the petitioner and alleged recovery of 350 ml. of foreign liquor is from co-accused Chhotu Khan, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned District Court where the case is pending in connection with Halsi P.S. Case No. 151 of 2026, subject to the condition as laid down under Section 438(2) of the Cr.P.C / Section 482 (2) BNSS.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

8. The bail application stands disposed of.

(Purnendu Singh, J)

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