IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74271 of 2026

CNR No. BRHC011070942026

Arising Out of PS. Case No.-69 Year-2026 Thana- Bahera District- Gaya

==========

Eklavya Singh S/o Manoj Kumar Singh R/o Village - Baikunth Nagar, Jamshedpur, PS - Mango, District - Jamshedpur, State - Jharkhand

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr.Saurabh Kumar, Advocate.
For the Opposite Party/s : Mrs.Sucheta Yadav, APP.

==========

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 Bahera P.S. Case No. 69 of 2026 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. Allegation is of recovery of 330 litres of beer from a car bearing Registration No. JH01EV4723.

4. Learned counsel appearing on behalf of the petitioner submitted that the petitioner has been falsely implicated in the case due to enmity. He has no concern either with the seized beer or trade of beer in any manner. The petitioner is the owner of the car and he had given his car to his

WEB COPY

friend with good intention. The petitioner 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 heard the rival submissions made on behalf of the parties, as well as, considering that the car bearing Registration No. JH01EV4723 having Chassis No. MALFD81D1NM378254 and Engine No. D4FANM664603 was being driven by co-accused Nitesh Pandey whom the petitioner claims to be his friend and he had handed over the said vehicle with a good intention and the petitioner has given information in Para-3 of the bail application that he has clean antecedent, **learned District Court is directed to call for a report from the concerned District Magistrate in respect of the vehicle bearing Registration No. JH01EV4723, Chassis Number MALFD81D1NM378254 and Engine Number D4FANM664603 and if it is found that the said vehicle was not confiscated in any excise matter prior to the present F.I.R. and is not a stolen one, then in that case**, the petitioner 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 the date of report submitted by the District Magistrate**, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two

WEB COPY

sureties of the like amount each to the satisfaction of learned District Court where the case is pending in connection with Bahera P.S. Case No. 69 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)

mantreshwar/-

U		T	

WEB COPY