IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76499 of 2026

CNR No. BRHC011086192026

Arising Out of PS. Case No.-465 Year-2026 Thana- SAKRA District- Muzaffarpur

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Rajbir Singh @ Rajbeer Singh S/O Surmukh Singh R/O Vill.- Opposite Nigam Colony Amapara VTC Raipur, P.S.- Raipur, Dist.- Raipur, Chhatisgarh

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Kamlesh Kumar, Advocate.
Ms.Kahkashan Alam, Advocate.
For the Opposite Party/s : Mr.Jagdhar Prasad, APP.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 05-11-2026 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 Sakra P.S. Case No. 465 of 2026 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. Allegation is of recovery of 257 litres of English wine of different brands from the dumper of the petitioner.

4. Learned counsel appearing on behalf of the petitioner submitted that the time when the alleged seizure was conducted, the petitioner was not present rather said dumber was being driven by his driver and pleaded that the petitioner is

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innocent and seeks to be released on pre-arrest bail having one criminal antecedent of similar nature as it would appear from Para-3 of the supplementary affidavit in support of the information which has not been given in Para-3 of the main bail application.

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, having perused the allegation made in the F.I.R., the petitioner has claimed himself to be the owner of the Tipper (dumper) in Para-7 of the bail application, which was in the custody of the driver, however, no one was apprehended on the spot, the dumper was parked in an open place near *Nahar*, which is accessible to anyone, 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 Sakra P.S. Case No. 465 of 2026, subject to the condition as laid down under Section 438(2) of the Cr.P.C / Section 482 (2) BNSS.

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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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