IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77332 of 2026

CNR No. BRHC011100302026

Arising Out of PS. Case No.-127 Year-2026 Thana- JALALGARH District- Purnia

==========

Md. Sabir Son of Late Hamudullha Resident of Village- DAmka Mohan Kund, P.S.- Sadar, District- Purnea

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Dr. Manoj Kumar
For the Opposite Party/s : Mr. Md. Aslam Ansari

==========

CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

2 28-10-2026 Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor on behalf of the State.

2. The petitioner has been languishing in custody since 16.09.2026, and has been made an accused under Section 30(a) of the Bihar Prohibition & Excise Act-2022, in connection with Jalalgarh P.S. Case No. 127/2026.

3. As per the allegation made in the FIR, 1199 liters of the country made liquor has been recovered from the Truck bearing Registration No. WB73N8099.

4. Learned counsel for the petitioner submits that co-accused namely, Nishant Kumar, disclosed the name of the petitioner in his confessional statement stating that the petitioner

WEB COPY

was the owner of the truck in question. The petitioner was neither apprehended at the spot nor any recovery was made from his conscious possession. Learned counsel next submits that the petitioner is involved in two other cases in which, he is already on bail. Learned counsel further submits that petitioner has been languishing in custody since 16.09.2026. Learned counsel undertakes to co-operate with the investigation and trial and also undertakes not to repeat any offence.

5. The learned APP appearing on behalf of the State has opposed the application.

6. Taking into consideration the aforesaid facts, prayer for bail is allowed and 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 the Learned Exclusive Special Judge, Excise-01, Purnea in connection with Jalalgarh P.S. Case No. 127/2026, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of the trial.

(ii) One of the bailors must be a close relative of the petitioner, such as his mother, father, brother, sister or wife.

(iii) Before release, the learned court below shall verify

WEB COPY

the criminal antecedent of the petitioner and if he is found involved in any case other than the two cases mentioned in para 3 of the bail petition, his bail bond shall not be accepted.

Cases mentioned in para three of the bail petition are as follows:-

a) Naugachhia P.S. Case No. 610 of 2025.

b) K.Hat P.S. Case No. 81 of 2025.

(iv) 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.

(v) It is also made clear that there shall be no delay in verifying the criminal antecedents of the petitioner, and the delay shall not extend beyond a period of ten days.

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

(Raj Kumar, J)

ashutosh/-

U			

WEB COPY