IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77776 of 2026

CNR No. BRHC011113092026

Arising Out of PS. Case No.-582 Year-2026 Thana- RIVILGANJ District- Saran

==========

1. Pappu Kumar S/o Ashok Bin R/o vill- Mahasay Ji Ki Gali, P.S.- Revilganj, Distt.- Saran Chapra
2. Chandan Kumar S/o Gopichandra Bin R/o vill- Mahasay Ji Ki Gali, P.S.- Revilganj, Distt.- Saran Chapra
3. Bablu Kumar S/o Rakesh Yadav R/o Samsuddin High School P.S.- Revilganj, Distt.- Saran Chapra
4. Chhotu Kumar S/o Shivkumar Bin R/o vill- Mahasay Ji Ki Gali, P.S.- Revilganj, Distt.- Saran Chapra
5. Sarbir Bin S/o Shivchandra Bin R/o vill- Mahasay Ji Ki Gali, P.S.- Revilganj, Distt.- Saran Chapra

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Chandra Mohan Jha, Advocate
For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

==========

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 29-10-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners have prayed for regular bail in a case registered for the offence punishable under section 30(a) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that from a boat, altogether 511.92 liters of illicit foreign liquor was recovered. It is alleged that the petitioners were apprehended from the spot

WEB COPY

while they were trying to flee from there.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. Learned counsel for the petitioners has submitted that nothing has been recovered from the possession of the petitioners. They have no concern either with the alleged recovery of liquor or with the said boat. The petitioners were present there only because the place was a bank of river. There is no independent witness of the seizure list rather they are police personnel and police has not complied Section 105 of BNSS while preparing the seizure list. A statement has been made in para-3 of this petition that the petitioners have got no criminal antecedent. Moreover, they are languishing in judicial custody since 21.09.2026.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be released on bail in connection with Manjhi P.S. Case No. 582 of 2026 on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like

WEB COPY

amount each to the satisfaction of learned Exclusive Special Excise Court No. 2nd, Saran at Chapra.

(Ashok Kumar Pandey, J)

Shubham/-
Ravi/-

U		T	

WEB COPY