IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79961 of 2026

CNR No. BRHC011133272026

Arising out of PS. Case No.-1277 Year-2026 Thana- Excise P.S. District- Bhagalpur

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1. Rajan Kumar @ Ranjan Kumar S/o Late Ramji Sah R/o Village- Ganipur, Bhampurm, Ward No. 16, P.S- Belgaon, District- Vaishali.
2. Ajay Kumar S/o Ram Pravesh Ram R/o Village- Madhupur Ram, Ward No. 01, P.S.- Sarai, Distt.- Vaishali.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Anirudh Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 05-11-2026 As prayed, learned counsel for the petitioners is permitted to make necessary correction in paragraph 4 of the petition with regard to year of period of custody.

2. Heard learned counsel for the petitioners and learned A.P.P. for the State.

3. In the present case, the petitioners seek bail in connection with Excise (Sadar) P.S. Case No. 1277 of 2026, registered for the offence under Sections 30(a) and 47 of Bihar Prohibition and Excise Act.

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4. As per prosecution case, the petitioners driving a Mahindra Magic Vehicle were apprehended transporting illicit liquor and 686 liters foreign liquor was seized from the said vehicle.

5. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case. Learned counsel further submits that petitioner no. 1 Rajan Kumar @ Ranjan Kumar was the driver of the vehicle and petitioner no. 2 Ajay Kumar was the cleaner of the said vehicle and the petitioners have no knowledge about the consignment loaded in the vehicle. The petitioners have been merely plying the vehicle and have no concern with the seized contraband. Learned counsel further submits that the petitioners are having clean antecedents and they are in custody since 07.09.2026 and charge-sheet has been submitted against the petitioners.

6. Learned A.P.P. appearing for the State vehemently opposes the submission made on behalf of the petitioner.

7. Having regard to the facts and

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circumstances and submission made on behalf of the parties and considering the nature of allegation, clean antecedent of the petitioners, period of custody and submission of charge sheet against the petitioners, the petitioners are directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-I, Bhagalpur/ concerned court, in connection with Excise (Sadar) P.S. Case No. 1277 of 2026, subject to the conditions mentioned in Section 480 (3) of BNSS and also the following conditions :

(i) One of the bailors will be a close relative of the petitioners.

(ii) The petitioners will remain present on each and every date fixed by the below, if so required by the learned trial court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by

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the court concerned.

(Arun Kumar Jha, J)

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