IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79613 of 2026

CNR No. BRHC011134852026

Arising Out of PS. Case No.-571 Year-2026 Thana- KHUSRUPUR District- Patna

==========

Bhikhari Yadav @ Bhikari Gope S/O Kameshwar Gope R/O Gannichak Bass Tall Chouraha, Bind Toli, P.S- Khusrupur, Distt.- Patna.

... ... Petitioner/s

Versus

The State of Bihar ... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Kundan Kumar, Advocate
For the Opposite Party/s : Ms. Sharda Kumari, APP

==========

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends arrest in a case registered under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per prosecution case, 200 litres illicit liquor was recovered near the bank of river. Co-accused Karu Manjhi apprehended on the spot who disclosed the name of the petitioner and other accused persons.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and has committed no offence. Further submission is that petitioner has no concern with the seized liquor. Nothing has been recovered from the

WEB COPY

conscious possession of the petitioner. The recovery has been made from an open place easily accessible to anyone. Except the disclosure statement of co-accused Karu Manjhi, there is nothing material against the petitioner. Similarly situated co-accused person, namely, Karu Manjhi has already been granted anticipatory bail by a Co-ordinate Bench of this Court *vide* order dated 18.11.2026 passed in Cr. Misc. No. 78904 of 2026. Petitioner has got two criminal antecedents which do not belong to Excise Act and he is on bail in both cases. Petitioner undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances of the case, submissions of learned counsel for the parties and similarly situated co-accused person has been granted bail, let the above named petitioner be released on bail, in the event of arrest or surrender before the Court concerned within a period of six weeks from today, on furnishing bail bond of Rs. 10,000 (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court Excise, Patna City, Patna, in connection with Khusrupur P.S. Case No. 571 of 2026, subject to the conditions as laid down

WEB COPY

under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

utkarsh/-

U		T	

WEB COPY