IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80642 of 2026

CNR No. BRHC011173972026

Arising Out of PS. Case No.-376 Year-2026 Thana- BATHNAHA District- Sitamarhi

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Munna Kumar Ram Mohan Prasad Yadav Resident of Village- Rupauli, Ward No.- 5, P.S.- Bathnaha, Dist- Sitamarhi

... ... Petitioner/s

Versus

The State of Bihar Patna

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Ashok Kumar Jha, Advocate
For the Opposite Party/s : Mr.Gauri Shankar Gupta, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioner and learned A.P.P for the State.

2. The petitioner seeks bail in connection with Bathnaha P.S. Case No. 376 of 2026 dated 14.09.2026 registered for the offences punishable under Sections 30(a) of the Bihar Prohibition & Excise Act.

3. The prosecution case is to the effect that the police intercepted a Scorpio vehicle which was being driven by two persons including the petitioner. One person managed to escape, however, the petitioner was apprehended at the spot and on search, five jute bags were recovered and total 270 liters of *Nepali* liquor was recovered.

4. Learned counsel for the petitioner submits that the

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petitioner has no concern whatsoever with the recovered liquor and he was merely a passenger in the vehicle. It is further submitted that the petitioner was not even aware of the jute bags which were kept in the vehicle prior to his boarding the said vehicle and the driver who was aware of such consignment managed to flee. It has lastly been submitted that the petitioner has no antecedent and he is in custody since 13.09.2026.

5. Learned A.P.P. has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case, the petitioner is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending/successor court in connection with Bathnaha P.S. Case No. 376 of 2026, subject to the following terms and conditions :-

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

(ii) The petitioner shall remain physically present before the concerned Court on each and every date of the trial and shall cooperate in the investigation.

(iii) In case of absence on two consecutive dates or in

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violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.

(iv) If the petitioner, in future, is found to be involved in similar nature of offence(s), the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) If the petitioner, in future, is found to be involved in similar nature of offence(s), the prosecution shall be at liberty to move for cancellation of his bail bond.

(vi) The trial court shall verify the criminal antecedent of the petitioner and in case, at any stage, it is found that the petitioner has concealed his criminal antecedents, the trial court shall take necessary steps for cancellation of bail bond of the petitioner. However, the acceptance of bail bond in terms of the above mentioned order shall not be delayed for purpose of or in the name of verification.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

8. The application stands allowed.

(Sourendra Pandey, J)

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