IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82602 of 2026
CNR No. BRHC011176142026
Arising Out of PS. Case No.-266 Year-2025 Thana- KAUWAKOL District- Nawada

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Satish Yadav @ Satish Kumar Son of Darogi Yadav Resident of Village- Guaghoghara, P.S.- Kawakol, District- Nawada

... ... Petitioner

Versus

The State of Bihar

... ... Opposite Party

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Appearance :
For the Petitioner/s : Mr. Sheo Nandan Prasad, Adv.
For the Opposite Party/s : Mrs. Suman Kumari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 25-11-2026 Heard the parties.

2. The accused/petitioner seeks bail in connection with Kawakol P.S. Case No.266 of 2025 registered for the offences punishable under Sections 317(4) & 111(4) of the B.N.S. and Section 30(a) of the Bihar Prohibition & Excise Amendment Act, 2022.

3. The accused/petitioner named in the FIR and is in custody since 03.10.2026.

4. Allegation against the petitioner is to engage in illegal trade/manufacturing of illicit liquor, where there is recovery of 750 litres of IMFL/country-made liquor.

5. It is submitted by learned counsel appearing for the petitioner that the seized illicit liquor was recovered from jungle, which is an open place accessible to the general public.

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It is submitted that the petitioner was granted anticipatory bail by one of the learned co-ordinate Bench of this court through Cr. Misc. No.36112 of 2026 dated 29.06.2026, subject to verification of the criminal antecedent as disclosed by the petitioner which was three only, but subsequently during verification, it was found 4, and therefore, petitioner upon surrendered was taken into custody. It is pointed out that out of four cases, petitioner is on bail in three cases.

6. While concluding argument, it is submitted that investigation of this case has already completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence.

7. Learned APP opposed the prayer of bail but could not disputed the fact that petitioner was granted anticipatory provisional bail.

8. In view of aforesaid factual submissions and by taking note of fact as petitioner was already granted privilege of anticipatory bail and recovery of illicit liquor *prima-facie* not appears to be made from physical possession of this petitioner, coupled with the fact that investigation of this case has already completed, wherein petitioner remains in custody since

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03.10.2026, accordingly, the petitioner above-named, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-2, Nawada in connection with Kawakol P.S. Case No.266 of 2025, subject to the condition as laid down under Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita (in short "B.N.S.S.").

(Chandra Shekhar Jha, J.)

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