

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1378 of 2026

Arising Out of PS. Case No.-334 Year-2019 Thana- SARAIYA District- Muzaffarpur

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Jitendra Rai @ Jitendra Kumar @ Jitendra Kumar Yadav @ Jitendra Kumar
Ray S/o Satan Rai @ Santa Singh @ Sattan Rai Resident of Village- Jalalpur,
P.S.- Lalganj, District- Vaishali, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arya Achint, Advocate

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 30-01-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 272, 273, 414 and 34 of the
Indian Penal Code read with Sections 30(a), 32(ii), 38(ii) and
41(i) of the Bihar Excise Act.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of four cases under the excise act and
allegation is of recovery of 6168.600 liters of liquor from three
different vehicles.

4. Learned counsel for the petitioner submits that
petitioner was not apprehended from the spot as such nothing
was recovered from his conscious possession and is not the



owner of any of the seized vehicles and came to be implicated at the instance of spy and Chowkidar. It is also submitted that once an accused is implicated in a case relating to excise, the police starts implicating mechanically either at the instance of *Chowkidar*, local person, confessional statement or secret information without holding a proper investigation. It is next submitted that petitioner is in custody since 19.11.2025.

5. Learned A.P.P. for the State opposes the bail application of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Trial Court where the case is pending/successor court in connection with Saraiya P.S. Case No. 334 of 2019.

(Satyavrat Verma, J)

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