



IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29620 of 2026

Arising Out of PS. Case No.-131 Year-2026 Thana- Excise P.S. District- Bhagalpur

Gurjant Singh S/o Satnam Singh R/o Kulla, P.S.- Kachcha Pakka, District -
Tran Taran, State - Punjab.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gaurav Singh, Advocate
For the State : Mr. Arun Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 04-05-2026 Heard Mr. Gaurav Singh, learned counsel for the
petitioner and Mr. Arun Kumar Singh, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
23.01.2026, in connection with Excise Sadar P.S. Case No. 131
of 2026, F.I.R. dated 22.01.2026 registered for the offences
punishable under Sections 30(a) and 47 of the Bihar Prohibition
& Excise Act, 2016.

3. Recovery is of 2592.00 litres of Indian made
foreign liquor.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has been falsely
implicated in the present case. He further submits that it
appears from the F.I.R. as well as seizure list that altogether
2592.00 litres of Indian made foreign liquor was recovered and





two mobile phones were also recovered from the vehicle in question and petitioner is not the owner of the vehicle in question. He further submits that it appears from the seizure list that the seizure list witnesses are police personnel so there is non-compliance of Sections 103 and 105 of BNSS, 2023. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 23.01.2026.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case and the fact that the petitioner having clean antecedent and there is non-compliance of Sections 103 and 105 of the BNSS, 2023, let the petitioner, above named, be released on bail 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 Excise Judge-I, Bhagalpur in connection with Excise Sadar P.S. Case No. 131 of 2026, subject to the following conditions :-

(1) One of the bailors should be the family member of the petitioner.





(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(3) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(4) And, further condition that the court below 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 court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

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(Rajesh Kumar Verma, J)

