IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58508 of 2026
Arising Out of PS. Case No.-156 Year-2026 Thana- MALSALAMI District- Patna

==========

Arvind Kumar Son of Ramashankar Sahani @ Kanpuriya Resident of Village - Nuruddinganj Ghat Kinare, P.S.- Malsalami, District- Patna.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Ajay Kumar Sinha
For the Opposite Party/s : Mr. Arun Kumar

==========

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 21-08-2026 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 Section 30(a) of the Bihar Excise Act.

3. Learned counsel for the petitioner submits that petitioner had earlier moved this Court seeking regular bail by filing Criminal Miscellaneous No. 35473 of 2026 and petitioner was granted the privilege of provisional anticipatory bail by an order dated 29.06.2026, but then petitioner, on the said date itself prior to Criminal Miscellaneous No. 35473 of 2026 being taken up, was arrested in another case.

4. It is further submitted that petitioner has antecedent of six cases under the Excise Act and is in custody since 30.06.2026 and was remanded in the instant case on 15.07.2026 and allegation is of recovery of 600 liters of liquor from a place

WEB COPY

near bank of Niruddinganj ghat.

5. Learned counsel for the petitioner submits that petitioner was not apprehended from the spot as such nothing was recovered from his conscious possession and even alleged recovery is from a place which does not belong to the petitioner and is accessible to public at large. 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.

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

7. 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. 5000/- (Rupees Five 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 Malsalami P.S. Case No. 156 of 2026.

(Satyavrat Verma, J)

Rishabh/-

U		T	

WEB COPY