

In The Court of Exclusive Special Judge Excise Court No.-I, Katihar
Abadpur P.S. Case No- 73/2026 , G.R. No. 4763-2026, Reg No-438-2026
U/s 30(a) of Bihar Prohibition and Excise Act

1. Shambhu Rai, S/o- Akalu Rai, Vill- Bansgaon, P.S.- Abadpur, Dist- Katihar.
V/s
State

Ld. Counsel: for State: Shri Noor Alam.

Ld. Counsel for petitioner: Shri Raju Kumar Poddar.

09.07.2026

- (1) Regular bail petition has been filed on behalf of the petitioner namely Shambhu Rai, arrested on 15.06.2026 and he is in judicial custody since 16.06.2026 in connection with Abadpur P.S. Case No- 73/2026 U/s 30(a) of Bihar Prohibition and Excise Act. Copy of the bail petition has been duly served to Ld. Spl. P.P. of Excise.
- (2) Heard the learned counsel for the petitioner and Ld. Spl. P.P. of Excise.
- (3) The case of prosecution in brief is that on 15.06.2026 informant along-with the police personnel during patrolling and raid they received a secret information that a person was about to go towards Nandal village on a motorcycle carrying liquor and then the raiding party reached at the alleged place of occurrence and started vehicle search in the mean time they noticed a motorcycle was coming on which a person was riding. Having seen the police team, he attempted to flee away but was nabbed and upon search, total 20 liters of country-made liquor was seized from motorcycle which was kept in the sack. Thus, he was arrested and seizure list accordingly prepared. Hence, the F.I.R.
- (4) The Ld. Counsel for the petitioner has submitted that the accused-petitioner has been falsely implicated in this case on mere suspicion and no incriminating article has been recovered from possession of the accused-petitioner and further it is submitted that petitioner has no criminal antecedent and there is no independent witness in this case and he is in judicial custody since 16.06.2026. Thus, the petitioner has prayed for the bail
- (5) The learned special P.P. opposed the prayer of bail.
- (6) Having heard and after the perusal of case record, it appears that the accused-petitioner is in judicial custody since 16.06.2026 and regarding the criminal history of accused-petitioner has not been specifically mentioned in the case diary.

Considering the above facts and period of the custody, I prefer to enlarge the petitioner on bail subject to furnishing bail bond of Rs 10,000/- of one surety of the like amount and the bailor must be a blood/close relative of the accused-petitioner and he will file undertaking that he has clean criminal antecedent and accused-petitioner will also provide Mobile number of himself, identifier of the bailors and bailors.

Dictated

Sd/-

Exclusive Special Judge
Excise Court No.-I, Katihar

.07.2026

Bail bond furnished on behalf of petitioner Shambhu Rai is found correct. Hence, it is accepted O/C issue release order.

Dictated
Sd/-

Exclusive Special Judge
Excise Court No.-1, Katihar

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