

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11365 of 2026

Arising Out of PS. Case No.-26 Year-2026 Thana- SAHEBPUR KAMAL District- Begusarai

Abhishek Kumar S/o Niranjan Kumar @ Niranjan Das R/o Village - Deoghar,
Gandhi Nagar, P.S - Deoghar, District - Deoghar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akash Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 24-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with S.
Kamal P.S. Case No. 26 of 2026 instituted for the offences
punishable under Sections 30(a), 32(1), 32(2), 41 of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that total 375 litres
of liquor was recovered from Scorpio.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted
that petitioner is in no manner connected with the vehicle in



question or the alleged recovery of liquor. The petitioner is in custody since 31.01.2026 and has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with S. Kamal P.S. Case No. 26 of 2026.

(Rudra Prakash Mishra, J)

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