

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14719 of 2026

Arising Out of PS. Case No.-3338 Year-2025 Thana- Excise P.S. District- Patna

Md. Irfan S/O Md. Sagir Resident of Nayatola, Karbla, Phulwarisharif, PS
Phulwarisharif, District Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Shanker Pankaj, Advocate

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala, A.P.P.

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

ORAL ORDER

2 25-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Excise
P.S. Case No. 3338/2025 instituted for the offences punishable
under Sections 30(a), 41 and 56(b) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total 150
litres of liquor was recovered from Tempoo.

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 with the alleged recovery of liquor. The petitioner is



in custody since 17.11.2025 and has two criminal antecedents. Learned counsel for the petitioner further submits that other co-accused has been granted bail by this Bench vide order dated 19.02.2026 passed in Cr. Misc. No. 9973 of 2026. 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 Excise P.S. Case No. 3338/2025.

(Rudra Prakash Mishra, J)

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