

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21097 of 2026

Arising Out of PS. Case No.-71 Year-2026 Thana- DERNI BAZAR District- Saran

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Rampravesh Ray S/O Late Tipan Ray R/O Vill.- Pirari, P.S- Derni, Dist-
Saran, Bihar Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Shweta Anand, Advocate

For the Opposite Party/s : Mr. Bishweshwar Ram, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 02-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Derni P.S. Case No.71 of 2026 registered for the offence punishable under Section 30(a) of the Bihar Prohibition & Excise Act.

3. The case of the prosecution, in short, is that from the bushes besides the house of the petitioner, altogether 100 liter of country made liquor was recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that from perusal of the seizure list itself it is clear that nothing has been recovered from the possession of this petitioner rather the recovery has been made besides the house of the petitioner. Learned counsel for the petitioner has further submitted that the witnesses of the seizure



list are police personnel and police have not complied Section 105 of the BNSS while making seizure. Learned counsel for the petitioner has submitted that the petitioner has been framed in this case only because of his criminal antecedents. Petitioner is having criminal antecedent of five cases. Learned counsel for the petitioner has further submitted that the petitioner is in judicial custody since 27.02.2026.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail *with the condition that the petitioner shall not indulge himself in similar nature of offences in future.* The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the court of learned Special Judge Excise-1, Saran at Chapra in connection with Derni P.S. Case No.71 of 2026.

(Ashok Kumar Pandey, J)

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