

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24838 of 2026

Arising Out of PS. Case No.-16 Year-2026 Thana- PIPRA District- Patna

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Deepak Kumar S/O Late Dilip Maharaj R/O Village- Madhopur,P.O and P.S-
Didarganj,Distt- Patna (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Roushan Kumar, Advocate

For the Opposite Party/s : Mr. Md. Nazir Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 18-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection
with Pipra P.S. Case No. 16 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 a
toto, altogether 120 liters of illicit country-made liquor was
recovered.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has been falsely implicated in this
case. He also submits that the petitioner is only the driver of the
toto and he was ignorant about the said illicit liquor kept on the



toto. He further submits that nothing has been recovered from the possession of the petitioner. The witnesses of the seizure list are police personnel and the police has not complied with Section 105 of the BNSS while making the seizure. Moreover, a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 03.03.2026.

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. 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 learned Special Judge, Excise-I, Patna in connection with Pipra P.S. Case No. 16 of 2026.

(Ashok Kumar Pandey, J)

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