

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29213 of 2026

Arising Out of PS. Case No.-1661 Year-2026 Thana- Excise P.S. District- Patna

Akhilesh Kumar Sahni Son of Ram Ishwar Sahni Resident of Village -
Mashrakh Dakshin Tola, P.S.- Mashrakh, District - Chapra at Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mrs. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 22-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail registered for the
offence punishable under Sections 30(a), 41 and 56(b) of the
Bihar Prohibition and Excise Act.

3. The case of the prosecution, in short, is that from
the tempo of this petitioner, altogether 400 liters of spirit 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 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. He further submits that the petitioner is merely a driver of the said tempo and he was having no knowledge regarding the said consignment being kept in his tempo. 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 16.03.2026.

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 Excise Court No.III, Patna in connection with Excise P.S. Case No. 1661 of 2026.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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