

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37401 of 2026

Arising Out of PS. Case No.-136 Year-2026 Thana- Excise P.S. District- Kaimur (Bhabua)

Deeleep Kumar @ Dilip Kumar S/O Prasad Chaudhary Resident of Village-
Kajharghat, P.S.- Kudra, District- Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Kant Pandey, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 16-06-2026 Heard Mr. Rajani Kant Pandey, learned counsel for
the petitioner and Mr. Manoj Kumar, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
15.03.2026, in connection with P.R. NO. 136 of 2026 arising out
of Bhabua P.S. Case No. 136 of 2026, F.I.R. dated 15.03.2026
registered for the offences punishable under Sections 30(a)/32(i)
& (iii)/41(i) & (ii) of Bihar Prohibition & Excise (Amendment)
Act, 2022.

3. Recovery is of 70.845 litres of *illicit* liquor from
different brand.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case. He further submits that it appears from the F.I.R.
as well as seizure list that altogether 70.845 litres of illicit liquor
from different brand was recovered from the vehicle of the



petitioner. He further submits that the petitioner is not the owner of the vehicle in question and he is the driver of the vehicle in question and he has no knowledge about the consignment tolerate by the owner or the transporter. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 15.03.2026.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries two more cases other than the present one but fairly submits on the basis of paragraph-3 of the bail petition that the petitioner is on bail in the pending matter.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-II, Kaimur at Bhabhua in connection with P.R. No. 136 of 2026 arising out of Prohibition of Excise Bhabua P.S. Case No. 136 of 2026, subject to the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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