

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45975 of 2026

Arising Out of PS. Case No.-11 Year-2024 Thana- NAYAGAON District- Saran

Radhe Krishna Mishra S/O Late Paras Nath Mishra Resident of Mohalla-
Station Road, Gotiya Toli, Shiv Shakti Tools and Hardware, P.S Kotwali,
Dist.- Patna, At Present R/at Kankarbagh ward no. 30, Behind Pach Mandir,
P.s.- Kankarbagh, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 08-07-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 30(a) and
32(iii) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that from a truck,
altogether 3016.08 liters of illicit foreign liquor was recovered.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Learned
counsel for the petitioner has submitted that nothing has been
recovered from the possession of the petitioner. He is not
concerned in any way either with the alleged liquor or with the
said vehicle. His name has surfaced in this case on the basis of



the statement of the driver of the said truck who has stated that the said liquor has to be delivered to this petitioner. The witnesses of the seizure list are police personnel and police have not complied Section 105 of BNSS while preparing the seizure list. Moreover, he is languishing in judicial custody since 11.06.2026 having no criminal antecedent.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

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 released on bail in connection with Nayagaon P.S. Case No. 11 of 2024 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise, Court No. 2, Saran at Chapra.

(Ashok Kumar Pandey, J)

Shubham/-

U		T	
---	--	---	--

