IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71176 of 2026

CNR No. BRHC011011622026

Arising Out of PS. Case No.-303 Year-2026 Thana- Excise P.S. District- Gopalganj

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Kripa Sahani @ Kripa Kumar Sahani S/o Jalandhar Sahani R/O Vill.- Salepur, Malahi Tola, P.S.-Bishambharpur,Dist. - Gopalganj.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Jyoti Ranjan Jha, Advocate
For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 27-10-2026 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 of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that from a scorpio, altogether 756 liters of illicit country made liquor was recovered. It is alleged that the driver of the said vehicle was apprehended and he disclosed that the petitioner is the supplier of the said liquor.

4. Learned counsel for the petitioner submits that the

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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. Learned counsel has submitted that the name of this petitioner has transpired on the basis of disclosure made by the driver. The petitioner has no concern either with the said liquor or with the said vehicle. The witnesses of the seizure list are police personnel and police have not complied Section 105 of BNSS while preparing seizure list. Moreover, the petitioner is languishing in judicial custody since 07.07.2026.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail and has submitted that the petitioner is having criminal antecedent of three cases of similar nature.

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 Excise P.S. Case No. 303 of 2026 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned District and Additional Sessions Judge-IV-cum-Exclusive Special Excise Court-II,

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Gopalganj **with a condition that the petitioner shall not indulge himself in similar nature of offencecs in future.**

(Ashok Kumar Pandey, J)

Shubham/-
Ravi/-

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