IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77686 of 2026

CNR No. BRHC011101782026

Arising Out of PS. Case No.-319 Year-2026 Thana- GURUA District- Gaya

==========

Deepak Kumar S/o Gopal Chaudhary R/o Vill. - Apki, PS - Kasma, Dist. - Aurangabad, Bihar.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Md. Javed Jafar Khan, Advocate
For the Opposite Party/s : Mr. Shaheen Begum, APP

==========

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Gurua P.S. Case No. 319 of 2026 instituted for the offence under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that near the bank of river, altogether 140 liters of illicit country made liquor was recovered. It is alleged that the petitioner managed to escape from there seeing the police.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this case. He has further submitted that nothing has been recovered from his possession.

WEB COPY

He has been framed in this case on the basis of disclosure made by local *chowkidar*. Petitioner has no concern with the alleged liquor. He was not apprehended on spot.

5. In contra, learned APP appearing for the State has opposed the prayer of bail of the petitioner and has submitted that the petitioner is having criminal antecedent of three cases.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner **on bail with a condition that the petitioner shall not indulge himself in similar nature of offences in future.** The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Gurua P.S. Case No. 319 of 2026, he will be enlarged 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 Exclusive Special Excise Court No. 5, Gaya subject to the conditions as laid down under section 482(2) of B.N.S.S.

(Ashok Kumar Pandey, J)

Shubham/-

U		T	

WEB COPY