

In the Court of Spl. Judge Exclusive Excise Court-2, Banka

Banka Excise P.S. Case No.- 179/2026

(B.P. Excise No. 323/2026)

Hemant Ray & others vs State of Bihar.

SI No	Date of Order	Order with Signature of P.O.	Action Taken
	<u>23.04.2026</u>	A bail petition is filed on behalf of the accused namely 1) Hemant Ray & 2) Sachin Kumar, who are in custody since 21.04.2026, in connection with Banka Excise P.S. Case no.- 179/2026 under section 30(a) & 32(3) of the Bihar Prohibition and Excise Act, 2016. The case of the prosecution in short is that on 20.04.2026 at about 6 PM, informant along with other police officials was on patrolling and excise raid and in that process they went near Mandar Pravat. In the meantime, police stopped a motorcycle bearing reg. no. BR 51M 2949 for search and on which total two persons were sitting. On enquiry, they told their names as 1) Hemant Ray (driver) & 2) Sachin Kumar. On search altogether 4 litres of illicit country made liquor was recovered, which were wrapped in a blanket and kept between both the accused persons. Heard the learned Defence counsel as well as the learned Spl.P.P. for the State. Learned Counsels for the petitioners has submitted that the petitioners are innocent and are falsely been implicated in this case by the informant. It is further stated that nothing has been recovered from the conscious possession of the petitioners. Petitioners are in custody since 21.04.2026 & they have no criminal antecedent. So, they may be released on bail. So, they may be released on bail. On the other hand, Learned Spl. P.P. opposed the bail petition. Heard both the parties, I have perused the case record and seizure list available on record. It appears that there is no criminal antecedent against the accused persons, which is mentioned in para 11 of case diary. Accused persons are in custody since 21.04.2026. After considering the facts & circumstances of the present case, recovery of low amount of country made liquor & detention period, present bail application of the accused is allowed and they are ordered to be released on bail bond of Rs. 10,000/- with two sureties of like amount each. Dictated (Kumar Madhvendra) I/c Spl. Judge Exclusive Excise Court-2, Banka The bail bond have been filed on behalf of the accused namely 1) Hemant Ray & 2) Sachin Kumar, which are after due verification. O/c is directed to issue release order at once. I/c S.J.E.C-2	

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