

In the Court of Exclusive Special Excise Act Court-2, Banka

Banka Excise P.S. Case No.- 195/2026

(B.P. Excise No. 363/2026)

Ayush Kumar vs State of Bihar.

SI No	Date of Order	Order with Signature of P.O.	Action Taken
	<u>12.08.2026</u>	A bail petition filed on behalf of the accused namely Ayush Kumar, who is in custody since 04.05.2026, in connection with Banka Excise P.S. Case no.- 195/2026 under section 30(a) & 32(3) of the Bihar Prohibition and Excise Act, 2018 (as Amended) is pressed today. The case of the prosecution in brief is that on 03.05.2026 at about 5 PM, informant along with other police personnel proceeded from Excise P.S. for conducting a raid and in that process they went near Kathail village. They stopped a motorcycle, on which a sack was tied. On search of sack altogether 105 litres of illicit country made liquor was recovered. On enquiry, he disclosed his name as Ayush Kumar. Heard the learned Defence counsel as well as the learned Spl.P.P. for the State. Learned Counsel for the petitioner has submitted that the petitioner is innocent and is falsely implicated in this case due to dirty politics of the locality. Earlier no other bail petition has been filed on behalf of the petitioner either before this Court or before the Hon'ble High Court. No country made liquor has been recovered from the conscious possession of the petitioner. All allegations are false and concocted. No occurrence as alleged has taken place. Petitioner is in custody since 04.05.2026 & he has no criminal antecedent. So, he may be released on bail. On the other hand, Learned Spl. P.P. opposed the bail petition. Heard both the parties and perused the case record and seizure list available on record. It transpires that there is allegation against the petitioner that 105 litres of illicit country made liquor was recovered a sack tied on the motorcycle, on which he was riding. It further transpires that there is no criminal antecedent of the accused, as per para 11 of case diary. Charge has been framed against the accused/petitioner. Accused is in custody since 04.05.2026. After considering the facts & circumstances of the present case & period of custody, present bail application of the accused is allowed and he is directed to be released on furnishing bail bond of Rs. 10,000/- with two sureties of like amount subject to the	

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contd.....

satisfaction of this Court ***and subject to further condition that one of the bailors shall be close relative of accused and he will file an undertaking stating therein that he will not indulge in similar kind of offence in future and if found then the prosecution has liberty to move an application for cancellation of his bail bond and he will co-operate in trial of the case, made himself physically present or well represented on each & every date which will be fixed case record.***

Dictated

(Richa Bhargava)
P.O. Exclusive Special Excise Court-2,
Banka

The bail bond has been filed on behalf of the accused namely Ayush Kumar, which is after due verification. O/c is directed to issue release order at once.

S.J.E.C-2

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