

In the Court of Exclusive Special Excise Court-II, Banka

Banka Excise P.S. Case no.- 284/2026

(B.P. Excise No. 585/2026)

Nitish Kumar, S/o Palakdhari Yadav, r/o village- Dhawa, P.S. Fullidumar, District- Banka
VS
State of Bihar.

SI No	Date of Order	Order with Signature of P.O.	Action Taken
	<u>25.08.2026</u>	Bail petition arising out of Banka Excise P.S. Case No. 284/2026 u/s 30(a) & 32(3) of the Bihar Prohibition and Excise Act, 2018 (as amended) is pressed today by Ld. Counsel Sri Krishan Ranjan on behalf of the accused namely Nitish Kumar, incarcerated since 22.06.2026. The prosecution's case in brief is that on 22.06.2026 at about 05:00 AM, informant along with other police personnel proceeded from Excise P.S. for patrolling and conducting raid. In that course, they received a confidential information that one white Bolero was coming from Jhakhand to Kudro Mor with illicit liquor. To verify the same they went near Kudro Mor and started checking vehicles. They stopped a white color Bolero bearing reg. no. JH 17B 1787. On search of aforesaid car 185.040 litres of illicit foreign liquor were recovered from a secret box under front and back seats. On enquiry, he disclosed his name as Nitish 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 has falsely been implicated in this case due to dirty politics and also at the instance of his enemies. Earlier no other bail petition has been filed on behalf of the petitioner either before this Court or before the Hon'ble High Court. Petitioner has no criminal antecedent. The petitioner has no concern with seized liquor and has no knowledge of keeping liquor in that car. Petitioner is neither the owner nor driver of the seized car. Petitioner is in custody since 22.06.2026. So, he may be released on bail. On the other hand, Learned Spl. P.P. opposed the bail petition. Having heard both the parties and perused the case record. From perusal, it transpires that there is allegation against the petitioner that 185.040 litres of illicit foreign liquor were recovered from a secret box under front and back seats of Bolero, which he was driving. Seizure list is available on record and witnesses examined during investigation have supported the allegations against the petitioner. I.O. has found the case true against the accused/petitioner and also submitted charge sheet against him. After considering the fact & circumstances of the present case, huge amount of recovery of foreign liquor i.e. 185.040 litres, which indicates the element of trade, I am not inclined to grant bail to this petitioner. Accordingly, this bail application is hereby rejected. Dictated (Richa Bhargava) P.O. Exclusive Special Excise Court-2,	

In the Court of Exclusive Special Excise Court-II, Banka

Banka Excise P.S. Case no.- 284/2026

(B.P. Excise No. 585/2026)

Nitish Kumar, S/o Palakdhari Yadav, r/o village- Dhawa, P.S. Fullidumar, District- Banka
VS
State of Bihar.

		Banka	
--	--	-------	--