

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

Panjwara P.S. Case No.- 57/2026

(B.P. Excise No. 611/2026, 612/2026)

Shankar Das Goswami & others vs State of Bihar.

SI No	Date of Order	Order with Signature of P.O.	Action Taken
	<u>29.07.2026</u>	Two separate bail petition filed on behalf of the accused persons namely 1) Shankar Das Goswami & 2) Anita Devi, who are in custody since 29.06.2026, in connection with Panjwara P.S. Case no.- 57/2026 under section 30(a) of the Bihar Prohibition and Excise Act, 2016 (as Amended) is pressed today. The case of the prosecution in brief is that on 29.06.2026 at about 08:05 PM, informant along with other police personnel proceeded from Panjwara P.S. for conducting raid and in that course they went near Vikarpur Mor and started checking vehicles. After seeing them, the driver of toto bearing reg. no. BR 51ER 3675 tried to flee away. However, police chased and stopped the said toto. Apart from driver one lady was also sitting in the aforesaid toto. On search altogether 21.75 litres of illicit country made liquor was recovered from a plastic sack and Jar of said accused persons. On enquiry, they disclosed theirs names as 1) Shankar Das Goswami (driver) & 2) Anita Devi. Heard the learned Defence counsel as well as the learned Spl.P.P. for the State. Learned Counsels for the petitioner has submitted that the petitioners are innocent and are falsely implicated in this case due to dirty village politics and also at the instance of their enemies. There is no application of section 30(a) of Excise Act as in fact nothing has been recovered from their possession. All allegations are false and concocted. Petitioners are in custody since 12.07.2026. The petitioner no.1 Shankar Das Goswami has no criminal antecedent and petitioner no. 2 Anita Devi has one case of similar nature. So, they 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 petitioners that 21.75 litres of illicit country made liquor was recovered from a plastic sack and Jar of said accused persons, who were on the said toto. It further transpires that there is no criminal antecedent of the accused Shankar Kumar Das in Kahalgao P.S. but there is one case of similar nature against the accused Anita Devi, as per para 53 & 54 respectively. Accused persons are in custody since 29.06.2026. After considering the facts & circumstances of the present case, recovery of low amount of country made liquor & custody period, present bail application of the accused persons is allowed and they are directed to be released on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each subject to the satisfaction of the court <i>and subject to further condition that one of the bailors shall be close relative of accused/petitioners and they also file an undertaking stating therein that they 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 their bail bond.</i> Dictated (Richa Bhargava) P.O. Exclusive Special Excise Court-2, Banka	

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The bail bond have been filed on behalf of the accused persons namely- 1) Shankar Das Goswami & 2) Anita Devi, which are after due verification. O/c is directed to issue release order at once.

S.J.E.C-2

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