

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4834 of 2025

Arising Out of PS. Case No.-11 Year-2020 Thana- VISHAMBHARPUR District- Gopalganj

- 1 . Nagendra Singh @ Nagen Singh Son Of Vishwanath Singh Resident Of Village - Ahirauli Dan, P.S. - Tareya Sujan, District- Kushinagar (U.P.)
2. Santosh Singh Son Of Vishwanath Singh Resident Of Village - Ahirauli Dan, P.S. - Tareya Sujan, District- Kushinagar (U.P.)
- 3 . Arvind Kumar Rai @ Arvind Rai Son Of Satan Rai Resident Of Village - Tareya Sujan, P.S. - Tareya Sujan, District- Kushinagar (U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 12-02-2025 Heard learned counsel for the petitioners and the State.

2. Petitioners apprehend arrest in a case registered for the offence punishable under Section 30 (a), 32 (2), 41 (1) of Bihar Prohibition and Excise Amendment Act 2018 .

3. It is alleged that 336.600 liters of country made



foreign liquor was recovered from Maruti Suzruki Wagon bearing Reg. MH01MA0302.

4. It is submitted that the petitioners are innocent and have falsely been implicated in this case . Petitioners are neither driver nor owner of seized vehicle . No incriminating material has been recovered from the conscious possession of these petitioners and they are no way connected with the aforesaid recovery. Petitioner Nos. 2 and 3 claim clean antecedent.

5 . Learned counsel for the State opposed the bail petition and submitted that petitioner No. 1 has got 4 criminal antecedent of similar nature .

6. Considering the fact that petitioner No. 1 has got 4 criminal antecedent of similar nature , his prayer for pre – arrest bail is hereby rejected.

7. Considering the facts of the case , clean antecedent of petitioner Nos. 2 and 3 in the event of arrest/surrender within eight weeks from today , let the petitioner Nos. 2 and 3 above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge IV – cum- Exclusive Special Excise Court No. II, Gopalganj in connection with Vishambharpur Police



Station Case No. 11 of 2020 , subject to the conditions laid
down under section 482 (2) of BNSS 2023 .

(Prabhat Kumar Singh, J)

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