

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5462 of 2025

Arising Out of PS. Case No.-886 Year-2024 Thana- ALAMGANJ District- Patna

Md. Neyaz @ Md. Nayaz S/o- Alauddin @ Alauddin Khan @ Md. Alauddin
Khan Resident of Khanmirja PS- Sultanganj District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Pradhan, Adv

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 19-02-2025 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing

on behalf of the State.

2. The accused/petitioner is named in the F.I.R.

and apprehended his arrest in connection with Alamganj P.S.

Case No. 886 of 2024 registered for the offences punishable

under Section 30 (a), 32(3) and 37(A) of the Bihar

Prohibition and Excise Act.

3. The allegation against the petitioner is to be

engaged in illegal trading/manufacturing of illicit liquor,

where, there is recovery of 3 litres of IMFL/country made

liquor.



4. Learned counsel appearing on behalf of the petitioner submitted that the implication of petitioner in the present case appears only for the reason, as he is the registered owner of the motorcycle bearing registration no. BR 01 FV 6913, which was given to the co-accused/co-villager namely Md. Imteyaz Ahmed in good faith for some personal use but appears misused. It is submitted that carrying liquor through motorcycle was not under knowledge of this petitioner. While concluding the argument it is submitted that petitioner is a man of clean.

5. Learned APP appearing on behalf of the State, opposes the prayer for anticipatory bail.

6. In view of the aforesaid facts and circumstances and by taking note of the fact as petitioner implicated only being the registered owner of the motorcycle, where nothing recovered from his conscious physical possession who is a man of clean antecedent, accordingly the petitioner above named, in the event of his arrest or surrender before the learned trial court within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs.10,000/-



(Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise, Patna City/concerned trial court where the case is pending in connection with Alamganj P.S. Case No. 886 of 2024 subject to the conditions as laid down under Section 438(2) of the Cr.P.C./Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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