

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6785 of 2025

Arising Out of PS. Case No.-72 Year-2022 Thana- SIDHWALIYA District- Gopalganj

Ram Pravesh Kumar @ Ram Pravesh Mukhiya S/o Rajendra Mukhiya
Resident of village - Sangrampur Bind Toli, P.S.- Sangrampur, Distt.- East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 18-03-2025 1. Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. This application, for grant of anticipatory bail,
arises out of Sidhwaliya Police Station Case No. 72 of 2022,
disclosing offences under Sections 30(a) of the Bihar
Prohibition and Excise Act.

3. As per the prosecution case, on 11.03.2022, the
Police got a secret information that petitioner along with
accused persons were indulged in manufacture and sell of the
liquor near the Gandak river. On such information, the Police
arrived at the place of the occurrence and upon seeing the Police
party, four persons fled away by swimming across the river.
Petitioner and other accused persons were identified by the local
boatman/fisherman. The Police recovered 30 liter of illegal



chulai liquor and 5 liter of mahua liquor from the field of Manoj Mukhiya.

4. Learned Counsel for the petitioner submits that the petitioner is having no criminal antecedent and he has been made accused on the basis of secret information and disclosure of his name by the local boatman/fishermen. He further submits that the liquor has not been recovered from the premises belonging to the petitioner but the same has been recovered from the field of Manoj Mukhiya which is an open place accessible to all and sundry.

5. Having regard to the submissions made on behalf of the parties and taking into consideration the fact that petitioner is having no criminal antecedent and the liquor has not been recovered from the premises belonging to the petitioner, I am inclined to grant the petitioner privilege of anticipatory bail.

6. This application is, accordingly, allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-XIII Cum



Special Excise Court No.1, Gopalganj, in connection with Sidhwaliya P.S. Case No. 72 of 2022, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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