

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16992 of 2025

Arising Out of PS. Case No.-453 Year-2024 Thana- SABAUR District- Bhagalpur

Md. Rizwan Alam @ Toni S/O Yunus Alam, Resident of Village- Gorikitta,
P.S.- Mahgama, Dist.- Godda, Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Khurshid Anwar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 16-04-2025 Heard learned counsel appearing on behalf of the
petitioner and the learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with
Sabour P.S.Case No.453 of 2024 registered for the offences
punishable under Sections 30(a) and 32(2) of Bihar Prohibition
and Excise Amendment Act, 2022.

3. As per the allegation made in the FIR, altogether
166.17 ltrs. of foreign liquor has been recovered from a Car
bearing Registration No.BR01BL 6709.

4 Learned counsel appearing on behalf of the
petitioner submitted that the petitioner has clean antecedent and
he has no connection with the co-accused Md. Saddam, who has
disclosed the name of the petitioner in his confessional
statement before the police, however, such confessional
statement has no evidentiary value. On these grounds, the



petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties, as well as, considering the nature of allegation made in the FIR and the confessional statement of co-accused Md. Saddam, in which he has disclosed the name of the petitioner and stated that he works of illegal trade of liquor behalf of the petitioner, learned district court is directed to call for the report from the District Transport Officer on the basis of the registration number, engine number and the chassis number of the vehicle and if it is found that the vehicle in no manner is connected with the petitioner, the petitioner is directed to be released on pre-arrest bail in connection with Sabour P.S.Case No.453 of 2024.

8. With the above observation/direction, the present bail application stands disposed of.

(Purnendu Singh, J)

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