

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.16685 of 2025**

Arising Out of PS. Case No.-1217 Year-2024 Thana- Excise P.S. District- Aurangabad

Rahul Kumar S/O Surendra Paswan R/O Village- Pauthu, P.S- Jamhore, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mrs.Mukul Kumari

For the Opposite Party/s: Mrs.Meena Singh

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      16-04-2025      Heard learned counsel for the petitioner and learned A.P.P.

for the State.

2.      The petitioner apprehends his arrest in a case registered for the offences punishable under Section 30(a), 32(3) of the Bihar Prohibition of Excise Amendment Act, 2018.

3.      Learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and allegation is of recovery of 30 liter of liquor from a motorcycle.

4.      Learned counsel for the petitioner submits that the petitioner was not arrested from the spot as such nothing was recovered from his conscious possession and he came to be implicated based on the fact that he is owner of the seized vehicle. No prudent person would use his own vehicle for committing an oc-



currence and thus would create evidence against himself and hence would get implicated, it is further submitted that petitioner was completely unaware that Ranjeet would misuse the vehicle in the manner as alleged. He was also apprehended from the spot along with three other accused persons.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on **Provisional anticipatory bail** on furnishing bail bonds of Rs. 500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Excise P.S. Case No.1217 of 2024, subject to the conditions as laid down under Section 482(2) of the BNSS.

7. It is made clear that thereafter the learned Trial Court shall verify the criminal antecedent of the petitioner and in the event if it is found that petitioner has antecedent of even one case in that event the provisional anticipatory bail order shall not be confirmed, but after verification if it is found that peti-



tioner is a person with clean antecedent in that event the provi-  
sional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

shikha/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

