

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17293 of 2025

Arising Out of PS. Case No.-489 Year-2024 Thana- KATEYA District- Gopalganj

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Parshuram Kumar @ Parshuram Singh Son of Ramjeet singh Resident of
village- Kapuri PS -Kateya Dist -Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dharmveer

For the Opposite Party/s : Mr.Kalyan Shankar

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

2 02-04-2025 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The present application is for grant of anticipatory
bail, in connection with Kateya P.S. Case No.489 of 2024 for
offences under Section 30(a) of the Bihar Prohibition and Excise
Act, 2016.

3. From the perusal of the First Information Report as
also the seizure list would go to show that a total of 45 liters of
country made liquor was found loaded on a motorcycle and it
has been stated that upon chase by the police party, the person
riding the motorcycle had fled away and it has been alleged by



the people of the vicinity that the said person has been identified as the petitioner.

4. Learned counsel for the petitioner submits that there is no recovery from the conscious possession of the petitioner and the recovery of the liquor has been made from a motorcycle which was parked near the school, which shows that it was an open space accessible to all and the petitioner is neither the owner of the seized motorcycle nor has anything to do with the liquor seized. The seizure list has also not been signed by any independent witnesses.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Considering the above facts and circumstances and the petitioner has no criminal antecedent, 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 Addl. District and Sessions Judge-XIII-cum-Spl. Excise Court No.01, Gopalganj, in connection with Kateya P.S. Case No.489 of 2024, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure/Section 482 (2) of the



B.N.S.S., 2023 and subject to the further condition that the petitioner shall co-operate in the investigation/trial.

(Soni Shrivastava, J)

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