

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18808 of 2025

Arising Out of PS. Case No.-932 Year-2024 Thana- Excise P.S. District- Kaimur (Bhabua)

Mritunjay Kumar Son of Bechu Resident of village -Asana PS -Kandawa,
Dist- Chandauli UP

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kiran Kumari Sharma, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 16-04-2025 Heard Ms. Kiran Kumari Sharma, learned counsel
appearing on behalf of the petitioner and Mr. Madan Kumar,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Excise P.S. Case No. 932 of 2024 registered for the offence
punishable under Section 30(a), 32(i) & (iii), 41(i)&(ii) of the
Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the allegation made in the FIR, 8.715 litres
of country made liquor was recovered from a motorcycle
bearing Registration No. UP67Y-2405 and Chassis
No.MBLJAW097K9C65213.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner is innocent and he has been



falsely implicated in the case. He has no concern either with the seized liquor or trade of liquor in any manner. The recovery was made from a motorcycle bearing Registration No. UP67Y-2405 and Chassis No.MBLJAW097K9C65213 and petitioner is the owner of the said motorcycle however nothing was recovered from the conscious possession of the petitioner. The petitioner has clean antecedent. On these grounds, 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.

6. In the facts and circumstances of the case, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Ex. II, Kaimur at Bhabhua, in connection with Excise P.S. Case No. 932 of 2024, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has



**been stated in Para-3 of the bail petition, this order will
automatically lose its force.**

(Purnendu Singh, J)

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