

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19932 of 2025

Arising Out of PS. Case No.-97 Year-2024 Thana- TISIAUTA District- Vaishali

Ram Adhar Rai @ Ramadhar Kumar S/o Harendra Rai R/o vill- Laxmi
Narayan Pur, P.S.- Tisuata, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh

For the Opposite Party/s : Mr.Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-04-2025 1. 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) of the
Bihar Excise Act.

3. Learned counsel for the petitioner submits that the
petitioner has antecedent of five case and the allegation is of
recovery of 333 litres of liquor from a truck.

4. Learned counsel for the petitioner next submits that
the petitioner was not arrested from the spot as such nothing
was recovered from his conscious possession and is not the
owner of the seized truck and he came to be implicated based on
confessional statement of apprehended accused in police
custody which does not have any evidentiary value. It is also



submitted that since the petitioner has criminal antecedent, as such the police got him implicated in the instant case.

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. 25,000/- (Rupees Twenty-five Thousand) 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 Tisiauta P.S. Case No. 97 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 more than five cases then it would be presumed that petitioner, for the purposes of seeking anticipatory bail, had concealed his antecedent before this Court, as such, the provisional anticipatory bail order shall not be confirmed, but after verification if it is found that petitioner has antecedent of five



cases, in that event, the provisional anticipatory bail order shall
be confirmed forthwith.

(Satyavrat Verma, J)

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