

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21610 of 2025

Arising Out of PS. Case No.-187 Year-2024 Thana- VISHAMBHARPUR District- Gopalganj

Mithun Bin @ Mithun Kumar S/o Uga Bin @ Ugam Mahato Resident of
village- Vishambharpur, PS- Vishambharpur, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 29-04-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Vishambharpur P.S. Case No.187 of 2024 instituted under
Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, 52 litres of country made
liquor has been recovered from two plastic gunny bags kept near
pitch road at Sipaya Khas. The allegation against the petitioner
is that he fled away from the place of occurrence.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case on the basis of disclosure made by local *chowkidar*.
Nothing has been recovered from possession of the petitioner.
Petitioner has no concern with the seized illicit liquor. Petitioner



was not present at the place of occurrence. The petitioner has one criminal antecedent in which he is on bail. Petitioner undertakes to cooperate in the investigation and the trial.

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

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner 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 Additional District & Sessions Judge IV-cum-Exclusive Special Excise Court No.II, Gopalganj in connection with Vishambharpur P.S. Case No.187 of 2024, subject to the conditions as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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