

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25977 of 2025

Arising Out of PS. Case No.-311 Year-2024 Thana- BAISI District- Purnia

Amol Sharma S/o Shiv Prasad Sharma Resident of Charaiya Colony, Ward no
10, PS- Baisi, District- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Faizan Ahmed, Advocate
For the State : Mr. Ramesh Chandra, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 15-05-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Baisi P.S. Case No. 311 of 2024 for the offence registered
under Sections 30(a) of the Bihar Prohibition and Excise Act
lodged on 21.10.2024 by the informant Abhishek Kumar Singh.

3. As per the prosecution story, the informant alleged
that on secret information that the accused persons are selling
liquor from the house, raided the said place and there is
recovery/seizure of 6.500 liters of country made liquor from the
hut of the petitioner. This led to the FIR.

4. Learned counsel for the petitioner submits that he
has no criminal antecedent, recovery/seizure is made from an
open place and not from his conscious possession, he is ready to



face the trial.

5. Learned APP for the State, on the other hand, opposes the prayer for anticipatory bail and submits that the chowkidar has identified the petitioner.

6. Considering the submissions of the parties as also that the fact that he do not have criminal antecedent and recovery is from an open place, in that background, this Court is inclined to grant him the anticipatory bail with conditions.

7. Let the petitioner in the event of arrest or surrender within a period of four weeks from the date of receipt of the order, shall be released on anticipatory bail on furnishing bail of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise, Court No.1, Purnea in connection with Baisi P.S. Case No. 311 of 2024 subject to condition as laid down under Section 438 (2) of the Cr.P.C.

(i) one of the bailor should be the family members/relatives of the petitioner, who shall provide official document to show is *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail



bond by the Trial court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Rajiv Roy, J)

priyanka/-

U		T	
---	--	---	--

