

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20936 of 2025

Arising Out of PS. Case No.-34 Year-2025 Thana- Excise P.S. District- Vaishali

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Bikku Kumar S/O Late Sukul Pandit R/Vill- Raghvapur, P.S- Vaishali, Distt-
Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vijay Kumar, Adv

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

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 23-04-2025 Heard learned counsel appearing on
behalf of the petitioner and learned Additional
Public Prosecutor appearing on behalf of the State.

2. The accused/petitioner is named in
the F.I.R. and apprehended his arrest in connection
with Hajipur Excise P.S. Case No. 34 of 2025
registered for the offences punishable under
Section 30 (a) of the Bihar Prohibition and Excise
Act.

3. The allegation against the petitioner is
to be engage in illegal trading/manufacturing of
illicit liquor, where, there is recovery of 13.44 litres
of IMFL/country made liquor.



4. Learned counsel appearing on behalf of the petitioner submitted that recovery of illicit liquor was made from the temporary structure situated in front of the shop of this petitioner which is not connected in any manner to this petitioner. It is submitted that implication of petitioner appears out of suspicion with present case, where recovery of illicit liquor not appears to be made from the physical possession of this petitioner. It is also submitted that petitioner found involved in one more criminal case of similar nature, where he is on bail.

5. Learned APP appearing on behalf of the State, opposes the prayer for anticipatory bail.

6. In view of aforesaid facts and circumstances and by taking note of the fact as recovery of illicit liquor prima-facie not appears to be made from the conscious physical possession of this petitioner, accordingly the petitioner above named, in the event of his arrest or surrender before the learned Trial Court within a period of four weeks, is directed to be released on bail,



furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Exclusive Special, Excise Court-2-cum-Additional District and Sessions Judge, Vaishali at Hajipur/concerned Trial Court where the case is pending in connection with Hajipur Excise P.S. Case No. 34 of 2025 subject to the conditions as laid down under Section 438(2) of the Cr.P.C./Section 482(2) of the BNSS with further condition:-

(i) That petitioner shall not involve in the similar nature of offence till the conclusion of trial, failing which, the State shall be at liberty to move before the Trial Court itself for the cancellation of bail bond of the petitioner.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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