

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23219 of 2025

Arising Out of PS. Case No.-346 Year-2024 Thana- BHELDI District- Saran

Jay Prakash Kumar S/O Krishna Ray R/O Vill.- Bara Thelpa, P.S.- Chapra
Town, Dist.- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms. Sangeeta Sharma, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 30-04-2025 Heard Mr. Rakesh Kumar, learned counsel
appearing on behalf of the petitioner and Ms. Sangeeta Sharma,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Bheldi P.S. Case No. 346 of 2024 registered for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise (Amendment) Act, 2022.

3. As per the allegation made in the FIR, 50 liters of
illicit liquor was recovered from a scooty bearing Registration
No.BR04 AR 5103 and 50 liters of illicit liquor was recovered
from a motorcycle bearing Reg. No.BR04V-3565. The petitioner
is the owner of the motorcycle bearing Reg. No.BR04V-3565.

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. BR04V-3565 and the petitioner is the owner of the said motorcycle, however, nothing was recovered from the conscious possession of the petitioner. 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 Ist Exclusive Special Excise Court, Saran at Chapra, in connection with Bheldi P.S. Case No. 346 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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