

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25453 of 2025

Arising Out of PS. Case No.-196 Year-2023 Thana- KHUSRUPUR District- Patna

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Bimlesh Singh @ Bimlesh Kumar, S/o Rana Pratap Singh, Resident of
Village - Kohawan, P.S. - Khusrupur, Dist-Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 01-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Khusrupur P.S. Case No. 196 of 2023 instituted under
Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, 60 liters illicit country
made Mahua liquor was recovered from the tempo which
belongs to the petitioner.

4. Learned counsel appearing for the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case being the owner of the seized
tempo. He further submits that the alleged recovery of illicit
liquor has not been made from conscious possession of the
petitioner. It is further submitted that the petitioner has already



sold the seized tempo in the year 2014 to one Arun Prasad but he has no satisfactory document to produce in this regard. Petitioner has no criminal antecedent and he undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposed and submitted that the seized tempo belongs to petitioner and the fact that the petitioner has no satisfactory document to produce with regard to sale of the seized tempo, therefore, petitioner does not deserve the privilege of anticipatory bail. It is further submitted that petitioner is not entitled to get the privilege of anticipatory bail in view of Full Bench decision of this Court rendered in the case of **Ram Vinay Yadav vs. The State of Bihar reported in 2019(2) P.L.J.R. 1089 (F.B.)**.

6. Considering the submissions of learned counsel for the parties and recovery of huge quantity of liquor from the tempo of petitioner, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for anticipatory bail is, hereby, rejected.

(Sunil Dutta Mishra, J)

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