

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25650 of 2025

Arising Out of PS. Case No.-388 Year-2020 Thana- LALGANJ District- Vaishali

Sajan Kumar @ Sanjay Kumar Son of Bindeshwar Rai Resident of Village -
Salempur, P.S.- Lalganj, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

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

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 07-05-2025 1. Heard learned Counsel for the petitioner and learned Additional Public Prosecutor for the State.
2. This application, for grant of anticipatory bail, arises out of Lalganj Police Station Case No. 388 of 2020, dated 11.02.2020, disclosing offence under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.
3. The prosecution case, as per the First Information Report, is that the police, on secret information that the petitioner, along with others, is indulged in the manufacture and sale of illicit liquor from the land of co-accused Chunnu Kumar, raided the hut of the co-accused Chunnu Kumar situated over his land and on seeing the police, three persons fled away. On search of the hut of co-accused Chunnu Kumar, the police recovered 19.75 litres of illicit



liquor kept inside the hut.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case on the basis of secret information. He further submits that nothing has been recovered from the premises belonging to the petitioner; rather, the illicit liquor has been recovered from the hut of co-accused Chunnu Kumar. He further submits that the petitioner has no concern with the seized illicit liquor and he has got no criminal antecedent.
5. Regards being had to the submission advanced on behalf of the parties concerned and taking into consideration the fact that the petitioner has got no criminal antecedent, he has been made accused in this case on the basis of secret information and illicit liquor has been recovered from the hut of co-accused Chunnu Kumar, I am inclined to grant the petitioner privilege of anticipatory bail.
6. This application is, accordingly, allowed.
7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, 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 Exclusive Special Excise Court No. I, Vaishali, at Hajipur, in connection with Lalganj Police Station Case No. 388 of 2020, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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