

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30347 of 2025

Arising Out of PS. Case No.-74 Year-2025 Thana- KALYANPUR District- Samastipur

Rajeev Kumar, Male, aged about 32 years, S/o Nageshwar @ nageshwar Singh @ Jagdish Singh R/o Village- Mirjanagar, P.S.- Mahua, Dist.- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satish Kumar Sinha, Advocate

For the Opposite Party/s : Mr.Mukesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 15-05-2025 Heard Mr. Satish Kumar Sinha, learned counsel appearing on behalf of the petitioner and Mr. Mukesh Kumar Singh, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Kalyanpur P.S. Case No. 74 of 2025 registered for the offence(s) punishable under Sections 30(a), 41(1) of the Bihar Prohibition and Excise Act.

3. As per the allegation made in the FIR, 1305 litres of illicit liquor was recovered from a pickup van.

4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. He further submitted that petitioner has been made accused being the owner of the said vehicle which was being plied on hire by the driver Sonu



Kumar. Admittedly, at the time of the alleged seizure and recovery of illicit liquor, petitioner was not present and the said vehicle was being driven by co-accused/driver Sonu Kumar and petitioner had no idea that that he was carrying liquor on the said vehicle. Petitioner has clean antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation made against the petitioner and also the fact that petitioner has clean antecedent, I am of the opinion that petitioner has, prima facie, made out a case to be released on pre-arrest bail.

7. 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 Exclusive Special Judge, Excise, First, Samastipur / Concerned Court in connection with Kalyanpur P.S. Case No. 74 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned 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 paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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

