

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39313 of 2025

Arising Out of PS. Case No.-1015 Year-2022 Thana- PHULWARISHARIF District- Patna

Lalan Sharma @ Lalan Kumar S/o Vishnudev Sharma R/o vill - Babhanpura,
P.S.- Phulwarisharif, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Prasad, Advocate.

For the Opposite Party/s : Ms. Indu Kumari Srivastava, APP.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

4 23-09-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends arrest in a case registered
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of
0.54 litre illicit foreign liquor from the TVS Jupiter Scooter
bearing Registration No. BR-01DX-0729, which belongs to the
petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case being the owner of the seized scooter. He further submits
that on the date of alleged occurrence, the said scooter was
taken by one Balram Das for purchase of vegetable from the
market who was apprehended on the spot. Learned counsel
submits that petitioner had no knowledge about the misuse of



his scooter by the co-accused. He further submits that petitioner was not present on the spot and no incriminating article has been recovered from his conscious possession and he has no concern with the alleged seized liquor. Learned counsel submits that petitioner has got clean antecedent and he undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the concerned Court within six weeks from today, the petitioner be released on bail upon furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court concerned in connection with Phulwarisharif P.S. Case No.1015 of 2022, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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