

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34774 of 2025

Arising Out of PS. Case No.-55 Year-2025 Thana- Sahayak Khajanchi District- Purnia

Naru Sah S/o Late Sachindra Sah R/o Chhath Pokhar, Ward No. 26, P.S.-
Sahayak Khazanchi, District- Purnea

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md Fazle Karim

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 22-05-2025 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

2. The petitioner is apprehending his arrest in connection with Sahayak Khazanchi P.S. Case No. 55 of 2025 registered for the offences punishable under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per prosecution case, there was alleged recovery of 33.750 litre foreign liquor from the house of co-accused Kunal Sah and he disclosed the name of petitioner and other who fled away from the place of occurrence.

4. Learned counsel for the petitioner submits that petitioner is not found at the place of occurrence. Except disclosure of co-accused, there is nothing on record



to connect the petitioner with the alleged occurrence. Petitioner has no concern with the alleged recovered liquor. Petitioner is innocent and has committed no offence as alleged in the FIR and he has falsely been implicated in this case. Apart from that, petitioner bears no criminal antecedent. Nothing has been recovered from the conscious possession of the petitioner. In the light of aforesaid facts and circumstances of the case, no case is made out against the petitioner under the provisions of Bihar Prohibition and Excise Act.

5. The learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail of the petitioner.

6. Considering the facts and circumstances of the case, keeping in view clean antecedent of petitioner, argument advanced on behalf of both sides and also taking into consideration the material available on record, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail 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 Court No.1,
Purnea in connection with Sahayak Khazanchi P.S. Case
No. 55 of 2025, subject to the conditions as laid down under
Section 482(2) of B.N.S.S.

(Alok Kumar Pandey, J)

vashudha/-

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