

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37764 of 2025

Arising Out of PS. Case No.-300 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- East Champaran

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Kanhaiya Kumar S/O Gauri Mahto @ Gauri Mahato R/O Village- Jhakhiya
Ward no. 10, P.S.- Banjariya, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Ranjana Srivastava
For the Opposite Party/s: Mrs. Sucheta Yadav

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-07-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner apprehends his arrest in connection
with Excise P.S. Case No.300 of 2021, registered for the of-
fences under Section 30(a), 47(a) of the Bihar Prohibition and
Excise (Amendment) Act.

3. As per the FIR, total 36 litres of illicit foreign
liquor was recovered from two different motorcycles.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
been falsely implicated in this case. Nothing has been recov-
ered from the conscious possession of the petitioner. The re-
covery is made from motorcycles and petitioner has no concern



with them. The petitioner has no concern with the alleged recovery. Petitioner has no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for bail.

6. Considering the facts and circumstances of the case, let the above named petitioner, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Court No.2, East Champaran, Motihari, in connection with Excise P.S. Case No.300 of 2021, subject to the conditions as laid down under Section 482(2) of the B.N.S.S., 2023.

7. This application stands allowed.

(Chandra Prakash Singh, J)

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