

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37533 of 2025

Arising Out of PS. Case No.-37 Year-2024 Thana- TETERHAT District- Lakhisarai

Sadique Ali S/O Md. Hasim Resident of Vill- Lal Saraiya, P.S.- Majhauriya,
Dist- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-06-2025 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, 1 litre illicit liquor was recovered from the seized motorcycle of which this petitioner is registered owner.

4. Learned counsel for the petitioner submits that no incriminating material has been recovered from conscious possession of the petitioner. He further submits that petitioner has been made accused merely because he is owner of the seized motorcycle which was stolen one day prior to the incident for which petitioner gave *Sanha* to the local police and as such, he cannot be held responsible. Petitioner claims clean



antecedent.

5. Considering the quantity of recovery, clean antecedent and other facts and circumstances of the case, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge-II-cum-Exclusive Special Court-2, Excise Act, Lakhisarai in connection with Tetarhat P. S. Case No. 37 of 2024, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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