

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38639 of 2025

Arising Out of PS. Case No.-152 Year-2024 Thana- KOCHAS District- Rohtas

Vikash Kumar @ Anuj Kumar Singh S/o Muralidhar Singh R/o Village-
Khudhudiya, P.S.- Kargahar , Dist- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Kant Singh, Advocate
For the Opposite Party/s : Mrs. Gulnar Begum, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 19-06-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. Earlier the anticipatory bail of the petitioner was
rejected vide order dated 17.01.2025 passed in Cr. Misc. No.
78711 of 2024 (Annexure- P1).

3. The petitioner seeks bail in connection with Kochas
P.S. Case No. 152 of 2024, instituted for the offences punishable
under Section 30(a) of the Bihar Prohibition and Excise Act.

4. The prosecution case, in short, is that, 276.480
liters liquor was recovered from pick-up vehicle.

5. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got



no concern with the alleged recovery of liquor. Learned counsel for the petitioner also submits that the petitioner was not arrested on spot. Name of the petitioner has transpired in this case on the basis of disclosure made by co-accused, namely, Sandeep Kumar and Anwar Awaisi and the same has got no evidentiary value. The petitioner has surrendered in the Court below on 22.05.2025 and has got three criminal antecedents in which he is on bail in one case. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

6. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Kochas P.S. Case No. 152 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date



fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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