

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39031 of 2025

Arising Out of PS. Case No.-676 Year-2023 Thana- SITAMARHI District- Sitamarhi

Prem Kumar S/o Umesh Rai Resident Of Village- Rajopatti Chak, Mahila,
P.S.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

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

2. The petitioner is apprehending arrest in connection with Sitamarhi P.S. Case No. 676 of 2023, dated 27.08.2023, lodged under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act 2022.

3. As per the prosecution, total recovery of 36 litres of illicit liquor has been made, which is the subject matter of the present case.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He further submits that the petitioner has already sold the said motorcycle and, in this regard, has submitted a document in the form of an affidavit which is annexed as Annexure-2. It is also submitted



that nothing has been recovered from the petitioner's possession and the petitioner has clean criminal antecedent. Counsel also submits that the petitioner is ready to fulfill all the conditions that may be imposed upon him.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. As such, in the present facts and circumstances of this case, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of Special Judge Exclusive Excise Court No. II, Sitamarhi, in connection with Sitamarhi P.S. Case No. 676 of 2023, subject to the conditions as laid down U/s 482(2) of the BNSS, 2023.

(Dr. Anshuman, J.)

Aman Kumar/-

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