

Arising Out of PS. Case No.-56 Year-2025 Thana- MOHIUDDIN NAGAR District-
Samastipur

... .. Petitioner/s

Versus

... .. Opposite Party/s

For the Petitioner/s : Mr.Pramod Kumar Singh
For the Opposite Party/s : Mr.Gulnar Begum

2 27-06-2025 Heard learned counsel for the
petitioner and learned APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in a case instituted for the offence punishable under Section 30(a) of Bihar Prohibition & Excise Act.

3. Prosecution case relates to recovery of 5.625 litres Indian Made Foreign Liquor from the house of petitioner. Petitioner was alleged to fled from the place of recovery.

4. Learned counsel appearing on behalf



of the petitioner has submitted that petitioner is innocent and has committed no offence. He has no concern with the alleged recovery or with the place of occurrence. The name of petitioner sprang up in this case on the disclosure of local Chowkidar as a person who fled away from the place of seizure. It is further submitted that the house, from where the recovery is alleged to have been made, belongs to joint possession. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. It is further submitted that proper procedure of search and seizure has not been made.

5. Learned A.P.P. for the State has vehemently opposed the prayer of bail.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner



is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Mohiuddin Nagar P.S. Case no. 56 of 2025, he will be enlarged on 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 Special Excise Court II, Samastipur, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

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