

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41796 of 2025

Arising Out of PS. Case No.-128 Year-2025 Thana- MADHUBAN District- East Champaran

Ajay Prasad @ Ajay Kumar S/o Punit Bhagat @ Pujoydev Bhagat R/o Village
-Bhelwa, P.S. Madhuban, District-East Champaran, Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Advocate

For the Opposite Party/s : Mr. Uday Chand Prasad , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 02-07-2025 Heard learned counsel for the petitioner and the

State .

2. Petitioner apprehends his arrest in a case registered
for the offence punishable under section 30(a) of the Bihar
Prohibition and Excise Amendment Act 2018 .

3 . As per the prosecution case , total 40 liters illicit
liquor was recovered from Maize field of co-accused Umesh
Prasad.

4. Learned counsel for the petitioners submits that
no incriminating material has been recovered from the
conscious possession of petitioner and he has been made
accused only on the basis of suspicion . Recovery has been
made from an open place which is accessible to one and all.
Petitioner claims clean antecedent.



5 . Learned counsel for the State opposed the bail petition .

6. Considering the aforesaid facts, clan antecedent of petitioner 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 the learned Exclusive special Excise Court No. 3 East Champaran Motihari in connection with Madhuban P. S. Case No. 128 of 2025 , subject to the conditions laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita , 2023 .

(Prabhat Kumar Singh, J)

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