

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41514 of 2025

Arising Out of PS. Case No.-151 Year-2021 Thana- RANIYATALAB District- Patna

Lalan Rai @ Netajee @ Nitaji S/O Kapildeo Rai R/O Village- MOhima
Gonathpur Barugaj, PS- Motipur, Distt-Muzaffarpur(Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 31-07-2025 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing on behalf of the State.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Sections 467, 468, 420/34 of the Indian Penal Code and Section 30(a) and 32 of the Bihar Prohibition and Excise Act.

3. As per prosecution case, 8200 litres of spirit was recovered from a truck.

4. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner is quite innocent and has committed no offence. Petitioner is neither owner nor driver of the vehicle in question and has been made an accused in this case on the confessional statement of apprehended co-accused. Nothing has been recovered from the conscious possession of



this petitioner.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner and submitted that huge quantity of liquor was recovered from the seized vehicles. Petitioner has got two criminal antecedents of similar nature.

6. Considering the nature of accusation, recovery of huge quantity of illicit liquor from the seized vehicles and fact that petitioner has got two criminal antecedents of similar nature, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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