

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42274 of 2025

Arising Out of PS. Case No.-351 Year-2024 Thana- RAGHUNATHPUR District- Siwan

Anshu Kumar Singh S/o Jagnarayan Singh R/o Village- Panjwar, PS -
Raghunathpur, Distt- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raghwendra Pratap Singh

For the Opposite Party/s : Mr. Nand Kumar

CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH

ORAL ORDER

2 17-07-2025 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 225
litres country made Liquor from an open place. 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 co-villagers as a person who fled away from the place of seizure. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. It is further submitted that place of seizure is an open place accessible to anyone. Moreover, proper procedure of search and seizure has not been followed in this case. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. Similarly situated co-accused Shailendra Bin has already been granted bail vide order dated 30.04.2025, passed in Cr. Misc. No. 24049 of 2025 by the co-ordinate Bench of this Court.

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 Raghunathpur P.S. Case no. 351 of 2024, 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 Exclusive Special Excise Court No. II, Siwan, subject to the conditions as laid down under section 482 of BNSS.

(S. B. Pd. Singh, J)

Nirajkrs/-

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