

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47633 of 2025

Arising Out of PS. Case No.-142 Year-2025 Thana- Excise P.S. District- Araria

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Kundan Kumar S/o Safal Shyam Kishore Yadav @ Shyam Kishore Yadav
Resident Of Village- Mirdaul Near Middle School, Ward No. 12, PS-
Narpatganj, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Gopal Kumar Jha, Advocate
For the State : Mr. Nagendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 17-07-2025 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 Section 30(a) of the
Bihar Prohibition and Excise Act.

3. As per prosecution case, 162 litres illicit Nepali
liquor was recovered from a motorcycle of which this petitioner
is registered owner.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that petitioner has falsely been
implicated in this case merely because he happens to be owner
of the vehicle in question. Nothing has been recovered from the
conscious possession of this petitioner. Petitioner claims clean



antecedents.

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 vehicle of which this petitioner is registered owner.

6. Considering the nature of accusation and the fact that huge quantity of illicit liquor was recovered from the seized vehicle of which this petitioner is registered owner, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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