

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45935 of 2025

Arising Out of PS. Case No.-91 Year-2025 Thana- BAHERA District- Darbhanga

Saleem Ahmad Son of Shahajad Ali R/O Village-02, Mohalla Navada, P.S.-
Sahaswan, District- Budaun, State- Uttar Pradesh

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan, Advocate

For the Opposite Party/s : Mrs. Indu Kumari Srivastava, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 11-07-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner apprehends arrest in connection with
Bahera P.S. Case No. 91 of 2025, registered under Section 30(a)
of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 763.920
liters liquor was recovered from mini truck.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Learned counsel for the petitioner also submits that
the petitioner was not present at the place of occurrence. Name
of the petitioner has transpired in this case as being owner of the
vehicle in question which he sold on 04.02.2025 and as such he
has got no concern with the vehicle in question. Learned
counsel for the petitioner, therefore, contends that *prima-facie*,



no case is made out against the petitioner. The petitioner has got no criminal antecedent. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by this Court vide order dated 12.05.2025 passed in Cr. Misc. No. 30511 of 2025. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bahera P.S. Case No. 91 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Rudra Prakash Mishra, J)

Rajorshi/-

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