

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51865 of 2025

Arising Out of PS. Case No.-294 Year-2021 Thana- RAJAOLI District- Nawada

Sabir Khan S/o Bisantu Khan @ Safik Khan, R/o Mohalla- Jai Nagar,
Koderma, P.S.- Jainagar, Distt.- Koderma, Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amresh Kumar Sinha, Advocate.

For the Opposite Party/s : Ms. Pronoti Singh, APP.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 19-08-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Rajauli P.S. Case No.294 of 2021 instituted under Section
30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of
100 liter mahua liquor from two motorcycles and one of the
motorcycle was registered in the name of petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. He further submits that motorcycle of petitioner was stolen
and in this regard he has lodged a complaint to the Koderma P.S.
on 16.10.2020 which is much before the date of occurrence.
Learned counsel submits that petitioner has no concern with the



seized liquor and he has been implicated in this case only on the basis of owner of the motorcycle. He further submits that no incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel submits that petitioner has no criminal antecedent and he undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Court, Excise II, Nawada in connection with Rajauli P.S. Case No.294 of 2021, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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