

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51845 of 2025

Arising Out of PS. Case No.-85 Year-2025 Thana- Excise P.S. District- Saran

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1. Rajveer Singh @ Ramesh Singh son of Chhathilal Singh village- Nayaka Barka Baijutola, Ps- Rivilganj, Dist- Saran at Chapra
 2. Shrawan singh @ Ajeet Singh @ Sarvan Kumar Singh @ Sawan Singh son of Late Babn Singh @ Baban Singh village- Nayaka Barka Baijutola, Ps- Rivilganj, Dist- Saran at Chapra
 3. Bharat Kumar Singh @ Pintu Singh @ Pintu son of Birendra singh village- Nayaka Barka Baijutola, Ps- Rivilganj, Dist- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Nand Kumar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 12-08-2025 1. Heard learned counsel for the petitioners and learned APP for the State.
2. The petitioners seek bail in anticipation of their arrest in a case registered for the offences punishable under Section 30(a) of the Excise Act.
3. The learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the allegation is of recovery of 314.875 litres of liquor from a bush and near a railway crossing line.
4. The learned counsel for the petitioners submits that petitioners were not arrested from the spot, as such, nothing was recovered from their conscious possession and even alleged



recovery is from a place, which does not belong to the petitioners and is accessible to public at large and they came to be implicated based on secret information and at the instance of local people. It is next submitted that police in mechanical manner investigates and implicates innocent person at the instance of local people, Chaukidar, secret information and confessional statement.

5. Learned A.P.P. opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners, above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks, are directed to be released on provisional anticipatory bail on their furnishing bail-bonds in the sum of Rs.500/- (Rupees Five Hundred) each with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.3, Saran at Chapra in connection with Excise P. S. Case No.85 of 2025, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

8. It is made clear that the learned trial Court after accepting the provisional bail bonds of the petitioners shall verify the criminal antecedent of the petitioners and in the event, if it is found that petitioners have antecedent of even one case,



then it would be presumed that petitioners for the purposes of obtaining anticipatory bail had concealed their antecedent before this Court, in that event, the present provisional anticipatory bail order shall not be confirmed, but if on verification, it is found that petitioners are persons with clean antecedent, in that event, the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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