

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55286 of 2025

Arising Out of PS. Case No.-244 Year-2025 Thana- OBRA District- Aurangabad

Raj Kumar @ Raja S/o Krishna Kumar @ Krishna Chaudhari R/o Vill- Local
Bigha, Atrauli, Ratanpur, P.S.- Obra, Distt- Aurangabad, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Rupa Kumari, Advocate

For the Opposite Party/s : Ms. Indu Kumari Srivastava, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 27-08-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in a case registered
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of
223.5 litres of illicit liquor from the side of the road leading
from village Koraipur to Ramlagan Bigha.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case due to village politics. Further submission is that the
alleged recovery has been made from an open place easily
accessible to anyone. Petitioner has no concern with the seized
illicit liquor. Nothing has been recovered from the conscious
possession of the petitioner. There is non-compliance of the



mandatory provision of Section 103 of B.N.S.S. Petitioner has one criminal antecedent in which he is on bail. Petitioner 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 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 Special Judge, Excise Court No. 2, Aurangabad, Bihar in connection with Obra P.S. Case No. 244 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S., 2023.

(Sunil Dutta Mishra, J)

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