

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56530 of 2025

Arising Out of PS. Case No.-43 Year-2025 Thana- FCI District- Begusarai

Golu Kumar @ Nitesh Kumar Son of Om Prakash Sah @ Om Prakash Sinha
Resident of Village- Bihat, Tola- Jagir, P.S.- F.C.I., District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Sumiran Rai, Advocate

For the Opposite Party/s : Mr. Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 08-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

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

3. There is total recovery of 22.05 litres Indian made
foreign liquor from a ditch behind the shop of Budho Singh.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case on the basis of disclosure statement of local *chaukidar*.
Nothing has been recovered from conscious possession of the
petitioner. Petitioner has no concern with the seized illicit liquor.
The alleged recovery has been made from a ditch behind the
shop of Budho Singh which is an open place accessible to all.
The petitioner has no criminal antecedent and he undertakes to



cooperate in the investigation and the 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 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge I, Begusarai in connection with F.C.I. P.S. Case No.43 of 2025, subject to the conditions as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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