

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56951 of 2025

Arising Out of PS. Case No.-287 Year-2025 Thana- GARDANIBAG District- Patna

Kunal Kumar S/O Sri Ram Naresh Yadav Resident of Village- Near at
Naurangi School, Janta Road, P.S.- Gardanibagh, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar Sinha, Adv

For the Opposite Party/s : Mr. Akbar Ali, 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 arrest in a case registered
under Sections 30(a), 36 of Bihar Prohibition & Excise Act.

3. As per the prosecution case, 16.500 litres beer was
recovered from the bag on the motorcycle of the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case only on the basis of suspicion. He further submits that the
petitioner has parked motorcycle and went to the market. In the
meanwhile, the motorcycle was seized. The petitioner has not
present on the spot. There is no independent witness to the
seizure list. Petitioner has clean antecedent. 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-I, Patna in connection with Gardanibagh P.S. Case No. 287 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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