

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58108 of 2025

Arising Out of PS. Case No.-21 Year-2025 Thana- MADHWAPUR District- Madhubani

Pramod Kumar @ Pramod Ray S/o Gagandev Ray R/o Village- Gaura, P.S.-
Nanpur, District- Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, Advocate

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 16-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Madhwapur P.S. Case No. 21 of 2025 (G.R. No. 257 of 2025), instituted under Sections 274, 275, 3(5) of the B.N.S. and Section 30(a) of the Bihar Prohibition & Excise Act.

3. On getting secret information, police party reached at the tracking place and stopped a person who was coming on a motorcycle bearing Registration No. BR30AE 3285. He disclosed his name as Prabhas Kumar, s/o Pramod Ray (petitioner) and disclosed that three motorcycle riders having illicit liquor on their motorcycles are coming from back. It is alleged that 342 litre Nepali liquor was recovered from the three motorcycles.

4. Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case



being owner of the one of the motorcycle. In fact, son of the petitioner had gone to market with the motorcycle but on suspicion he was arrested on the spot. There is no recovery of illicit liquor from the motorcycle of the petitioner. Petitioner has no concern with the seized liquor. Nothing has been recovered from the conscious possession of the petitioner. Petitioner has no criminal antecedent. He undertakes to co-operate 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 submission 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 bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, Excise, Madhubani in connection with Madhwapur P.S. Case No. 21 of 2025, subject to the conditions laid down in Section 482 (2) of the Bharatiya Nagrik Suraksha Sanhita (B.N.S.S.), 2023.

(Sunil Dutta Mishra, J.)

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