

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56726 of 2025

Arising Out of PS. Case No.-21 Year-2020 Thana- MADHAURAH District- Saran

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Manish Kumar Ray @ Manish Ray Son of Raghunath Ray Resident of
Village- Devlakha, P.S.- Baniapur, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Alok Kumar Alok, Advocate Mr. Vakil Kumar, Advocate
For the State	:	Mr. Umeshanand Pandit, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-08-2025 Heard Mr. Alok Kumar Alok, learned counsel

appearing on behalf of the petitioner and Mr. Umeshanand

Pandit, learned A.P.P. appearing on behalf of the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Sections 30 and
30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, 500 litre spirit was
recovered from an orchard and two motorcycles were also
recovered from the spot. Petitioner is registered owner of one of
the seized motorcycles.

4. It is submitted by learned counsel appearing on



behalf of the petitioner that petitioner is quite innocent and has committed no offence. Petitioner has falsely been implicated in this case merely because he happens to be owner of one of the seized vehicle. Nothing has been recovered from the conscious possession of this petitioner or his motorcycle. Petitioner claims clean antecedents.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner.

6. Considering the nature of accusation, fact that no incriminating article has been recovered from conscious possession of this petitioner or his vehicle and clean antecedents, the prayer for grant of anticipatory bail to the petitioner is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioner be enlarged 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 2nd Exclusive Special Excise Judge, Saran at Chapra in connection with Marhowrah P.S. Case No. 21 of 2020, subject to condition as laid down under Section



482(2) of the B.N.S.S..

(Prabhat Kumar Singh, J)

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