

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56484 of 2025

Arising Out of PS. Case No.-426 Year-2025 Thana- Excise P.S. District- Aurangabad

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Arun Kumar Singh @ Arun Singh S/O late Tapeswar Singh R/O Vill.-
Inglish, P.S.- Aurangabad Mufasil, Dist.- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Aman Vishal, Advocate

For the Opposite Party/s : Mr. Md. Nazir Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

3 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 Excise P.S. Case No. 426 of 2025 instituted under Section
30(a) and 32(3) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, 10 liters of illicit liquor
has been recovered from the motorcycle of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case being the owner of the motorcycle in question. The said
motorcycle was taken by the neighbour of the petitioner,
namely, Manish Kumar on the pretext of medical emergency
and family members of the petitioner bonafidely gave the said
motorcycle to him and the petitioner had no knowledge about
the misuse of the motorcycle in question. The petitioner was



neither riding the motorcycle at the time of alleged occurrence nor he was present at the spot. There is no recovery from the conscious possession of the petitioner. The petitioner has one criminal antecedent which is not of similar nature, in which he is on bail and he 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 aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the concerned Court 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, Second, Aurangabad (Bihar) in connection with Excise P.S. Case No. 426 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

AjayMishra/-

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