

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55867 of 2025

Arising Out of PS. Case No.-325 Year-2025 Thana- Excise P.S. District- Siwan

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Jeevan Kumar Sah @ Jitu Kumar S/o Prem Nath Sah Resident of Village-
Salehpur, P.S. - Andar, District - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Ms. Pushpa Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 12-08-2025 Heard Mr. Bijay Prakash Singh, learned counsel for

the petitioners and Ms. Pushpa Sinha, learned Additional

Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in
connection with Siwan P.S. Case No.325 of 2025, FIR dated
14.05.2025 registered for the offences punishable under
Sections 30(a), 32(3) of Bihar Prohibition and Excise
Amendment Act, 2016.

3. Recovery is of 900 liters of IMFL.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in the present case. It
appears from the F.I.R. and seizure list that nothing has been
recovered from conscious possession of the petitioner rather the
recovery has been made from the scorio in question and as per



allegation in the FIR, the petitioner was driver of the vehicle in question.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner has not stated anywhere in the bail application that he was not driver of the vehicle in question at the time of recovery of illicit liquor and the recovery of illicit liquor has been made from the vehicle in question.

6. Considering the allegation as alleged in the F.I.R and the material available on record, I am not inclined to grant the privilege of anticipatory bail to the petitioner in connection with Siwan P.S. Case No.325 of 2025 pending in the court of the Exclusive Special, Excise Court No. II, Siwan.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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