

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.56918 of 2025**

Arising Out of PS. Case No.-159 Year-2025 Thana- GAYA RAIL P.S. District- Gaya

Vikash Kumar S/O Naresh Ram R/O Mohalla- Netaji Subhash Road, P.S-  
Delha, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Dharendra Prasad Sinha, Adv

For the Opposite Party/s : Mr. Kalyan Shankar, APP

**CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA**  
**ORAL ORDER**

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

2. The petitioner apprehends arrest in a case registered  
under Section 30(a) of Bihar Prohibition & Excise Act.

3. As per the prosecution case, 104.430 litres of illicit  
foreign liquor was recovered from the bags which were kept by  
the co-accused Kaushal Tiwari who has disclosed the name of  
the petitioner as his associate.

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. The petitioner name has  
been disclosed by the co-accused, namely, Kaushal Kumar.  
There is no recovery of any incriminating article from the  
conscious possession of the petitioner. The 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 Exclusive Special Excise, Court No.-2, Gaya, in connection with Rail P.S. Gaya Case No. 159/2025, 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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