

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59282 of 2025

Arising Out of PS. Case No.-9 Year-2025 Thana- NTPC District- Bhagalpur

Md. Asif Ansari S/o Jibrail Ansari R/o Ramdih, Post- Borha, P.S.- Jhajha,
District- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subodh Kumar Barnwal, Advocate
For the State : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 22-09-2025 Heard the parties.

2. The petitioner is apprehending his arrest in connection with NTPC P.S. Case No. 09 of 2025 registered for the offence under Sections 30(a) of the Bihar Prohibition and Excise Act, lodged on 08.03.2025 by the informant, Harinandan Yadav.

3. As per the prosecution story, the informant alleged that the Police intercepted a motorcycle and there is recovery/seizure of 12 liter foreign liquor. Accordingly, the F.I.R.

4. Learned counsel for the petitioner submits that though the motorcycle belongs to him, it was given to Ravi Mandal, his friend, he has no criminal antecedent and has been wrongly implicated, if granted relief, he shall be diligently



appearing in trial.

5. Learned APP opposes the prayer submitting that motorcycle belongs to him.

6. Considering the submissions of the parties as also that the petitioner has no criminal antecedent, an undertaking has been given that he shall be diligently appearing in trial, in that background, this Court is inclined to extend him the privilege of anticipatory bail.

7. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Additional District & Sessions Judge-12-cum-special Excise Judge-2, Bhagalpur, in connection with NTPC P.S. Case No. 09 of 2025 subject to the conditions as laid down under Section 438(2) of the Cr.P.C., as also with the following conditions:-

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive



dates without plausible reason will entail cancellation of his/her bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark his attendance and at the end of the period a certificate be submitted before the Trial Court failing which the State shall be at liberty to take steps for cancellation of bail bonds;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

(Rajiv Roy, J)

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