

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55743 of 2025

Arising Out of PS. Case No.-1030 Year-2024 Thana- Excise P.S. District- Jamui

Nagendra Pandit S/o Late Dwarika Pandit R/o Village- Kashmir, P.S.- Khaira,
District- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinod Pandey, Advocate

For the Opposite Party/s : Mr. Shantanu Kumar, 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 his arrest in connection
with Jamui P.S. Case No. 1030 of 2024, instituted under Section
30(a) of the Bihar Prohibition & Excise Act.

3. There is recovery of 140.250 litre foreign liquor from
a Mahindra Xylo Car bearing Registration No. DL 2CQ 4344,
which was driven by co-accused Vinod Pandey.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this case.
Petitioner is neither driver nor owner of the said vehicle. In fact,
petitioner had bought the seized vehicle from one Minakshi
Kumari but due to need of money he sold the vehicle to Vinod
Kumar Pandey. Since the said Vinod Kumar Pandey had not given



the full consideration amount, registration was not transferred in his name. Petitioner has no concern with the seized liquor. Nothing incriminating has been recovered from the conscious possession of the petitioner. He had no knowledge about the misdeed conducted by co-accused Vinod Kumar Pandey, who was arrested from the spot. Petitioner was not present on the spot. Petitioner has no criminal antecedent. He undertakes to co-operate 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 submission 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 bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Excise Court-II, Jamui, in connection with Jamui P.S. Case No. 1030 of 2024, subject to the conditions laid down in Section 482 (2) of the Bharatiya Nagrik Suraksha Sanhita (B.N.S.S.), 2023.

(Sunil Dutta Mishra, J.)

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