

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59486 of 2025

Arising Out of PS. Case No.-104 Year-2025 Thana- SAHEBPUR KAMAL District-
Begusarai

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Amarjit Kumar @ Amarjit Yadav S/O Late Indradev Yadav @ Ino Yadav
Resident of Village- Musechak, Ward no. 1, P.S.- S. Kamal, District-
Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivanand Singh, Advocate

For the Opposite Party/s : Mr. Ramchandra Sahni, APP

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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 S. Kamal P.S. Case No. 104 of 2025, instituted under Section
30(a) of the Bihar Prohibition & Excise Act.

3. There is recovery of 703.07 litre foreign liquor from
mango orchard along with two motorcycles. Four persons were
apprehended on the spot. It is alleged that petitioner along with
other co-accused managed to flee away from the spot.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this case
on the disclosure statement of co-accused Amresh Kumar.
Petitioner was not arrested on the spot. Nothing has been



recovered from the conscious possession of the petitioner. Recovery has been made from an open place. Petitioner has no concern with the seized liquor. Petitioner has three criminal antecedents out of which one belongs to Excise Act. Petitioner 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 Special Judge, Excise II, Begusarai in connection with S. Kamal P.S. Case No. 104 of 2025, 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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