

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57999 of 2025

Arising Out of PS. Case No.-108 Year-2025 Thana- PARSAUNI District- Sitamarhi

Rajiv Kumar @ Rajeev Rai @ Rajiv Yadav Son of Police Ray R/o Village -
Bhagwanpur, P.S. - Parsauni, Dist. - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Ms. Madhuri Lata, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 16-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case instituted
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, total 144 litres illicit liquor
was recovered from a thatched hut where husk was kept.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case due to dirty village politics. Nothing has been recovered
from conscious possession of the petitioner. Petitioner has no
concern with the seized illicit liquor. The alleged recovery has
been made from a thatched hut where straw/husk was stored.
The said hut does not belong to the petitioner. There is no
independent witness of the seizure list. Petitioner undertakes to



cooperate in the investigation and the 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 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-2, Sitamarhi in connection with Parsauni P.S. Case No.108 of 2025, subject to the conditions as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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