

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56718 of 2025

Arising Out of PS. Case No.-9 Year-2025 Thana- UJIYARPUR District- Samastipur

VIKASH KUMAR S/o Vishwnath Prasad @ Vishwanath Ray @ Vishnath
Yadav Resident of Ward No. 08, Satanpur, P.S.- Ujiyarpur, Dist-Samastipur,
Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Keshav Bhardwaj, Advocate
For the State : Mr. Jagdhar Prasad, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-08-2025 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing on behalf of the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Sections 30(a), 41(1)
and 41(2) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, 1324.32 litres illicit liquor
was recovered from the seized pick-up van.

4. It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and has committed no offence.
Petitioner is neither owner nor driver of the vehicles in question.
No incriminating article has been recovered from conscious
possession of this petitioner and has been made an accused in
this case merely on secret information. Petitioner claims clean



antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner.

6. Considering the nature of accusation, the fact that no incriminating article has been recovered from conscious possession of this petitioner and clean antecedents of the petitioner, the prayer for grant of anticipatory bail to the petitioner is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioner be enlarged 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 Judge, Excise-I, Samastipur in connection with Ujiyarpur P.S. Case No. 9 of 2025, subject to condition as laid down under Section 482(2) of the B.N.S.S..

(Prabhat Kumar Singh, J)

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