

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57653 of 2025

Arising Out of PS. Case No.-96 Year-2025 Thana- CHIKSAUR District- Nalanda

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Kundan Kumar S/o Late Kamlesh Ram, R/o Village- Mirzapur, P.S.-
Chiksaura, Dist.- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bishwa Bijay Kumar, Advocate.

For the Opposite Party/s : Mr. Abhay Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 15-09-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Chiksaura P.S. Case No.96 of 2025 instituted under Section
30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of 8
litre country made liquor from outside the house of petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case due to his one criminal antecedent. He further submits that
the petitioner was not present on the spot and no incriminating
article has been recovered from his conscious possession.
Learned counsel submits that petitioner has no concern with the
seized liquor as the same has been recovered from an open place



which is accessible to public at large. He further submits that petitioner undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the concerned Court within six weeks from today, the petitioner be released on bail upon furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Hilsa Nalanda/ concerned Court in connection with Chiksaura P.S. Case No.96 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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