

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57937 of 2025

Arising Out of PS. Case No.-191 Year-2025 Thana- DESARI District- Vaishali

Vikram Kumar S/o- Raj Kumar Rai R/o Village- Sultanpur PS- Desari Dist-
Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akash Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Anand Kishore Choudhary, A.P.P.

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 arrest in a case registered
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, 198 litres of illicit beer
was recovered from the cattle shed. The brother of the
petitioner, namely, Pankaj Kumar apprehended on the spot who
disclosed the name of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. Further
submission is that the apprehended co-accused Pankaj Kumar,
who is brother of the petitioner, is living separately and due to
dispute over partition of land, he has implicated the petitioner in
the present case. Petitioner has no concern with the seized illicit



liquor or place of occurrence. It is submitted that the alleged recovery has been made from the cattle shed which does not belong to the petitioner or his father. No incriminating material has been recovered from the conscious possession of the petitioner. Petitioner has no criminal antecedent and he 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 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 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 Exclusive Special Excise Court No. 1-cum-Additional District and Sessions Judge, Vaishali at Hajipur in connection with Desari P.S. Case No. 191 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S., 2023.

(Sunil Dutta Mishra, J)

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