

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59273 of 2025

Arising Out of PS. Case No.-48 Year-2022 Thana- FULKAHA District- Araria

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Mohammad Majebul S/o Akauddin Resident of village - Choura Parwaha,
Police station- Forbesganj, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 23-09-2025 Heard learned counsel appearing on behalf of the

petitioner and learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Fulkaha P.S. Case No. 48 of 2022 registered for the offence
punishable under Sections 30(a) and 41(1) of the Bihar
Prohibition and Excise Act, 2016.

3. Allegation is of recovery of 26.400 litres of Nepali
liquor from a bag kept on a motorcycle.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner has been falsely implicated
in the case due to enmity. He has no concern either with the
seized liquor or trade of liquor in any manner. The place of
recovery is an open place which is accessible to anyone.
Nothing has been recovered from conscious possession of the



petitioner. The petitioner has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties and the nature of allegation against the petitioner and the fact that nothing has been recovered from possession of the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned District Court where the case is pending in connection with Fulkaha P.S. Case No. 48 of 2022, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

8. The bail application stands disposed of.

(Purnendu Singh, J)

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