

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62438 of 2025

Arising Out of PS. Case No.-300 Year-2025 Thana- Excise P.S. District- West Champaran

Parmanand Sahani @ Parmanand Kumar Son of Bachchan sahani Resident Of
Village- Shekh Majhariya Ward No 3, Ps- Majhauriya, District -West
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raki Alam

For the Opposite Party/s : Mr. Md. Nazir Ansari

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 24-09-2025 1. Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.
2. This application for grant of anticipatory bail arises out of
Bettiah Excise Police Station Case No. 300 of 2025, dated
23.06.2025, disclosing offence under Section 30(a) of the
Bihar Prohibition and Excise Act.
3. The prosecution story, as per the First Information Report,
is that the police, on 23.06.2025, upon secret information,
reached near village Sheikh Majhariya at the house of the
petitioner. During search, two bags were recovered from
the front of the house under the firewood, containing a
total of 49.280 litres of illicit liquor.
4. Learned counsel for the petitioner submits that the



petitioner has falsely been implicated in the present case due to oblique motive and on the basis of secret information. The name of the petitioner has transpired on the basis of disclosure made by the local choudidar. He next submits that illicit liquor has not been recovered from the conscious possession of the petitioner and/or from the premises belonging to him. Rather, illicit liquor has been recovered in front of his house from beneath firewood, which is an open space accessible to all and sundry.

5. Regards being had to the submission made by the parties and taking into consideration the fact that the petitioner has transpired on the basis of secret information and illicit liquor has not been recovered from the conscious possession of the petitioner, rather, the same has been recovered from open space accessible to all and sundry, I am inclined to grant the petitioner privilege of anticipatory bail.
6. This application is, accordingly, allowed.
7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, 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 the learned Special Judge Excise-I, Bettiah, West Champaran, in connection with Bettiah Excise Police Station Case No. 300 of 2025, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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