

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58742 of 2025

Arising Out of PS. Case No.-141 Year-2022 Thana- BELSAND District- Sitamarhi

Bhikhari Nadaf S/o Late Md. Sarif Nadaf Resident of Village- Belsand, ward
No 5, PS- Belsand, Dist.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subodh Kumar, Advocate

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 22-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in a case instituted
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, total 5 litres country made
liquor and 20 litres manufactured toddy (*Tadi*) were recovered
from gallons kept near the place in front of door of co-accused
Md. Asim.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case on the basis of suspicion. Nothing has been recovered from
conscious possession of the petitioner. Petitioner has no concern
with the seized illicit liquor. The alleged recovery has been
made from the place in front of the door of co-accused.



Petitioner has no criminal antecedent and he undertakes to cooperate in the investigation and the 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 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Court concerned in connection with Belsand P.S. Case No.141 of 2022, subject to the conditions as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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