

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59074 of 2025

Arising Out of PS. Case No.-601 Year-2023 Thana- Excise Thana Hajipur District- Vaishali

Manish Kumar, aged about 32 years, Sex- Male, Son of Mukesh Sah
Resident of village - Saidpur Rajauli, P.S.- Sadar, District - Vaishali, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Rupa Kumari, Advocate

For the Opposite Party/s : Mr.Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 23-09-2025 Heard Rupa Kumari, learned counsel appearing on
behalf of the petitioner and Mr.Anish Chandra, learned APP for
the State.

2. The petitioner seeks pre-arrest bail in connection
with Hajipur Excise P.S. Case No. 601 / 23 registered for the
offence(s) punishable under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per the allegation made in the FIR, 344.520
litres of illicit liquor was recovered from the paddy field.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely
been implicated in the present case only on the basis of
suspicion. Recovery of illicit liquor has been made from a
paddy field, which is an open space and is easily accessible by



anyone. Petitioner has no concern with the seized liquor.

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

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and also the fact that recovery of illicit liquor has been made from a paddy field, which is an open space and is easily accessible by anyone, I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Concerned Court where the case is pending in connection with Hajipur Excise P.S. Case No. 601 / 23, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned 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 paragraph no.3 of the bail application, this order will
automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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