

Arising Out of PS. Case No.-67 Year-2025 Thana- KUTUMBA District- Aurangabad

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... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aman Vishal, Advocate

For the Opposite Party/s : Ms. Sucheta Yadav, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 24-09-2025 Heard Mr. Aman Visha, learned counsel
appearing on behalf of the petitioner and Ms. Sucheta Yadav,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Kutumba P.S. Case No. 67 of 2025 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

3. As per the allegation made in the FIR, 140 litres of country made liquor was recovered from a vehicle bearing Registration No. BR01DC4205.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and he has been falsely implicated in the case. He has no concern with the seized liquor. The recovery was made from a motorcycle bearing



Registration No. BR01DC4205 and petitioner is the owner of the said motorcycle, however, nothing was recovered from the conscious possession of the petitioner and the petitioner has been made accused in the present case on the basis of ownership of the said motorcycle. Learned counsel further submitted that as per the seizure list the place of recovery is near *Tamsi Mor*, which easily accessible to anyone. The petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

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

6. Considering the nature of allegation made against 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 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 District Court where the case is pending in connection with Kutumba P.S. Case No. 67 of 2025, subject to the condition as laid down under Section 482(2) of the BNSS.

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.**

(Purnendu Singh, J)

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