

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62609 of 2025

Arising Out of PS. Case No.-225 Year-2025 Thana- MAHISHI District- Saharsa

Subhankar Kumar S/o Ramanand Ray R/o vill - Naharavar, P.S.- Mahishi,
Distt.- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 25-09-2025 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, 09 litres illicit liquor was
recovered from a bag. The local *chaukidar* disclosed the name
of petitioner, who is alleged to have fled away throwing the bag
near transformer, on seeing the police party.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. Petitioner was not apprehended on the spot. 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 a bag kept near



transformer which is an open place accessible to anyone. There is no independent witness of the seizure list. 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 learned Court concerned, Saharsa in connection with Mahishi P.S. Case No.225 of 2025, 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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