

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69440 of 2025**

Arising Out of PS. Case No.-245 Year-2024 Thana- SANGRAMPUR District- East
Champaran

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Bali Mukhiya @ Vali Mukhiya S/O Mahender Mukhiya R/O Village-
Sangrampur Bin Toli, Police Station- Sangrampur, District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sarvesh Kashyap, Advocate
For the Opposite Party/s : Mr. Abhay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 09-10-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in a case instituted
under Sections 30(a), 32 and 41(1) of the Bihar Prohibition and
Excise Act.

3. As per prosecution case, total 12 litres illicit liquor was
recovered from the place situated near the bank of Gandak river.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. Petitioner was neither present on the place of occurrence
nor any incriminating material has been recovered from
conscious possession of the petitioner. The place of recovery is
open place accessible to anyone and the same does not belong to



the petitioner. Petitioner is not involved in making illicit liquor. Except secret information, there is nothing material against the petitioner. Petitioner has clean 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, Motihari, East Champaran in connection with Sangrampur P.S. Case No.245 of 2024 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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