

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62724 of 2025

Arising Out of PS. Case No.-195 Year-2025 Thana- KUCHAIKOTE District- Gopalganj

Rakesh Thakur S/o Parmeshwar Thakur R/o Village- Kawlachak, P.S.-
Kuchaikote, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinod Pandey, Advocate

For the Opposite Party/s : Mr. Akbar Ali, 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, 12 litres illicit liquor was
recovered from a motorcycle of the petitioner and co-accused
Sri Ram Pandit was apprehended who was driving the said
motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case being the owner of the motorcycle in question. Co-accused
Sri Ram Pandit had taken the motorcycle of petitioner for urgent
work and petitioner in good faith had given the said vehicle to
him. Petitioner had no knowledge about misuse of the said



motorcycle by the co-accused. Nothing has been recovered from conscious possession of the petitioner. Petitioner has no concern with the seized illicit liquor. Except confession of co-accused, there is nothing against the petitioner. 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, Gopalganj in connection with Kuchaikote P.S. Case No.195 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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