

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68531 of 2025**

Arising Out of PS. Case No.-481 Year-2024 Thana- MADHAURAH District- Saran

Ramesh Ram @ Ramesh Kumar Ram Son of Chandrika Ram, Resident of
village - Manisirisiya, P.S.- Amnour, District - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raushan Raj, Advocate

For the Opposite Party/s : Mr.Nitya Nand Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 08-10-2025 Heard learned counsel appearing on behalf of the
petitioner and the learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Marhowrah P.S.Case No.481 of 2024, registered for the
offences punishable under 30(a) of Bihar Prohibition and Excise
Act.

3. As per the allegation made in the FIR, total 80 ltrs.
of country-made liquor was recovered from the Motorcycle
bearing Registration No.BR04AA9240, parked near the house
of co-accused Budhan Mahto. The seizure list was prepared on
the spot. Name of the petitioner and other accused persons has
been disclosed by the Chowkidar of the Village.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is innocent and he has



been falsely implicated in the present case on the basis of the information given by the local Chowkidar, who is on the inimical terms with the petitioner. Petitioner has criminal antecedent of three cases of similar nature, in which he is on bail. On these grounds, the petitioner seeks to be released on pre-arrest bail.

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, I find that the learned District Court under such circumstances is required to obtain a report from the District Transport Officer concerned as to whether the motorcycle in question is registered in the name of the petitioner and not stolen one and if it is found that the motorcycle is not registered in the name of the petitioner and it is not stolen one, then in that case, the petitioner, above named, be released on pre-arrest bail in connection with Marhowrah P.S. Case No.481 of 2024 pending before the court of the learned 2nd Exclusive Special Excise Judge, Saran at Chapra, subject to the conditions as laid down under Section 482(2) of the BNSS and the other terms and conditions as the learned district court deems fit and proper.



7. 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 Para-3 of the bail petition, this order will automatically lose its force.

8. The present bail application stands disposed of.

(Purnendu Singh, J)

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