

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68534 of 2025

Arising Out of PS. Case No.-214 Year-2025 Thana- BELDOUR District- Khagaria

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Pankaj Kumar @ Pankaj Sharma S/o Late Police Sharma @ Kuleshwar
Sharma R/o Village- Beldaur, Ward No. 18, P.S.- Beldaur, District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr.Nityanand, APP

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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. Petitioner seeks pre-arrest bail in connection with

Beldaur P.S.Case No.214 of 2025, registered for the offences

punishable under Section 30(a) of Bihar Prohibition and Excise

Act.

3. As per the allegation made in the FIR, total 10 ltrs.

of country-made liquor was recovered from the house of the

petitioner but the petitioner managed to flee away while the raid

was being conducted by the Police Force.

4. The learned counsel appearing on behalf of the

petitioner pleads the innocence of the petitioner on the basis of

the fact that the recovery was made behind the back of the

petitioner and the seizure list was not prepared in presence of

any independent witness. The petitioner has criminal antecedent

of one case of similar nature.



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, as well as, considering the fact that the alleged recovery of the liquor was made behind the back of the petitioner and the seizure list was not prepared in presence of any independent witness, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the district court within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge -II, Khagaria in connection with Beldaur P.S.Case No.214 of 2025, subject to the conditions as laid down under Section 438(2) of Cr.P.C./Section 482(2) of BNSS.

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 paragraph No.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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