

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68569 of 2025

Arising Out of PS. Case No.-331 Year-2025 Thana- BHORE District- Gopalganj

Sikandar Bin @ Sikandar Kumar Bin, aged about 32 years, S/O Mangru Bin,
Resident of Village- Semra, P.S- Bhore, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewanand Tiwari, Advocate

For the Opposite Party/s : Ms.Veena Kumari Jaiswal, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 08-10-2025 Heard Mr. Dewanand Tiwari, learned counsel
appearing on behalf of the petitioner and Ms. Veena Kumari
Jaiswal, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Bhore P.S. Case No. 331 of 2025 registered for the
offence(s) punishable under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per the allegation made in the FIR, 234 litres of
illicit liquor was recovered from a car bearing Registration
No.HR51AA8859.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely
been implicated in the present case. Learned counsel informs
that petitioner has given specific information in paragraph no.10



of the bail application that the vehicle in question is not registered in his name. He further submitted that the vehicle is not a stolen one. Name of the petitioner has surfaced in this case on the basis of confessional statement of co-accused /Hasi Bullah Ansari and confessional statement made before police has no evidentiary value.

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, having perused the allegation made in the FIR, the learned District Court is directed to call for a report from the District Transport Officer concerned with respect to the actual owner of the vehicle. In that case, the District Transport Officer is directed to submit the report before the learned District Court well within a period of one week. On the basis of report, the learned District Court is directed to verify, as to whether, the vehicle is a stolen one or not and whether it is not registered in the name of the petitioner. **If it is found that the car is not registered in the name of the petitioner and not a stolen one, then in that case, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the**



learned District Court within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District & Addl. Sessions Judge-XIII-cum-Special Excise Court-I, Gopalganj / Concerned Court in connection with Bhore P.S. Case No. 331 of 2025, subject to the conditions as laid down under Section 482(2) of the 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.

8. Further, it is made clear that in case it is found that the vehicle in question is stolen one, then in that case also, this order will automatically lose its force, considering the past antecedents of the petitioner, as well as, recovery of huge quantity of liquor.

(Purnendu Singh, J)

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