

Arising Out of PS. Case No.-330 Year-2025 Thana- MINAPUR District- Muzaffarpur

Abhishek Kumar S/O Ram Ishwar Rai @ Ramishwar Ray R/O Vill.-
Raghopur @ Damodarpur, P.S.- Minapur, Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Priyesh Kumar, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 09-10-2025 Heard Mr. Priyesh Kumar, learned counsel
appearing on behalf of the petitioner and Mr. Sanjay Kumar,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Minapur P.S. Case No. 330 of 2025 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act, as amended in 2022.

3. As per the allegation made in the FIR, 1580 litres of country made liquor was recovered from a tractor bearing Registration no. BR06GA-9260.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and he has been falsely implicated in the case. He has no concern either with the



seized liquor or trade of liquor in any manner. Total 1580 litres of country made liquor was recovered from a tractor bearing Registration no. BR06GA-9260. The petitioner is neither the owner nor the driver of the seized tractor. The petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation made against the petitioner and the fact that altogether 1580 litres of country made liquor was recovered from a tractor bearing Registration no. BR06GA-9260, learned District Court is directed to verify from the District Transport Officer concerned in respect of the seized tractor, as to whether, the same is registered in the name of the petitioner?

7. In case, the same is registered in the name of the petitioner and is not stolen and the vehicle was being driven by some other person, the petitioner cannot be held responsible for the said act of the co-accused. 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 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 learned District Court where the case is pending in connection withMinapur P.S. Case No. 330 of 2025, subject to the condition as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent/s 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.

9. The bail application stands disposed of.

(Purnendu Singh, J)

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