

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.70315 of 2025**

Arising Out of PS. Case No.-36 Year-2025 Thana- SONPUR RAIL P.S. District- Saran

Md. Naiyar Son of Md. Wakil Resident Of Village -Satanpur Ps -Ujiyarpur  
District -Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Abhay Shanker Singh, Advocate

For the Opposite Party/s : Mr.Bishweshwar Ram, APP

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH**  
**ORAL ORDER**

2      14-10-2025                      Heard Mr. Abhay Shanker Singh, learned counsel  
appearing on behalf of the petitioner and Mr. Bishweshwar  
Ram, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection  
with Sonapur Rail P.S. Case No. 36 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, 133.74  
litres of illicit liquor was recovered from the possession of co-  
accused Gulshan Kumar, while he was travelling on a train. The  
apprehended co-accused disclosed the name of the petitioner.

4. Learned counsel appearing on behalf of the  
petitioner submitted that petitioner is innocent and has falsely  
been implicated in the present case. Name of the petitioner has



surfaced in this case on the basis of confessional statement of co-accused and confessional statement made before police has no evidentiary value. Petitioner has no concern with the alleged seized liquor.

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, having perused the allegation made in the FIR and also the fact that name of the petitioner has surfaced in this case on the basis of confessional statement of co-accused and confessional statement made before police has no evidentiary value, I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Concerned Court where the case is pending in connection with Sonapur Rail P.S. Case No. 36 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS.



8. 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)**

Sanjay/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

