

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71033 of 2025

Arising Out of PS. Case No.-392 Year-2025 Thana- CHAPRA TOWN District- Saran

Jitendra Rai @ Jitendra Kumar Yadav, S/o Tufani Ray, R/o Mohalla- Purvi
Dahiyawan, PS- Chapra Town, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ankur Prakash Sinha, Advocate Mr. Piyush Saurav, Advocate Ms. Pinkee Kumari, Advocate
For the Opposite Party/s	:	Mr. Sanjay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 15-10-2025 1. Heard learned counsel for the petitioner online and
learned A.P.P. for the State.

2. The petitioner has preferred this application for
grant of anticipatory bail apprehending his arrest in connection
with Chapra Town P.S. Case no.392 of 2025, registered under
section 317(5) of the Bharatiya Nyaya Sanhita, 2023 and section
30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per the prosecution case, the informant states
that in course of patrolling on receiving confidential information
about liquor being transported, the informant proceeded for
confirmation of the said information. It is further stated that on
reaching near the house of the petitioner, he saw a person was
about to move in a car. Seeing the police personnel he managed



to flee away taking help of the darkness. 100 litres of country liquor was recovered from the vehicle in question. The local people identified the person who had managed to flee away as the petitioner herein.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case because of his antecedents. No incriminating article has been recovered from the petitioner's possession. He has no concern with the seized liquor nor with the vehicle from which it was allegedly seized. The petitioner undertakes to cooperate in the investigation/trial.

5. The application for anticipatory bail is opposed by learned A.P.P. for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations against the petitioner in the F.I.R., the petitioner not having been arrested at the spot and especially the petitioner not being the registered owner of the vehicle from which the seizure is said to have taken place, in the facts of the case it is directed that the petitioner above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Chapra Town P.S. Case no.392 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand)



with two sureties of the like amount each to the satisfaction of
the learned Additional Sessions Judge-cum-Exclusive Special
Court Excise Act-I, Saran at Chapra.

(Partha Sarthy, J)

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