

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71186 of 2025

Arising Out of PS. Case No.-125 Year-2025 Thana- ROSHANGANJ District- Gaya

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Vikash Kumar @ Vikas Kumar Son of Shyamsunder Paswan @ Shayam
Sundar Paswan Resident of Village- Duba, Po- Duba, Ps- Gurua, Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Rai, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

2 15-10-2025

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of anticipatory bail apprehending his arrest in connection with Raushanganj P.S. Case no. 125 of 2025 registered under sections 30(a) and 30(c) of the Bihar Prohibition and Excise Act, 2016.

3. As per the prosecution case, on a search being conducted, total 200 Kgs. of *mahua* flower and 15 liters of IMFL was recovered from two motorcycles. It is stated that two accused, namely, Vicky Kumar and Chandan Kumar were taken into custody.



4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. No incriminating article has been recovered from the petitioner's possession. The petitioner has been implicated in the case only for the reason that one of the vehicles from which the seizure is said to have taken place is owned by this petitioner. He has no criminal antecedent.

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 allegation in the F.I.R., no incriminating article having been recovered from the petitioner's possession, the petitioner not being present anywhere near the place of occurrence, the cause of implication of the petitioner being that he happens to be the registered owner of one of the vehicles in question and specially the petitioner not having any antecedent under the Bihar Prohibition and Excise Act, 2016, 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 Raushanganj P.S. Case no. 125 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 Exclusive Special Excise, Court no. 5, Gaya.

(Partha Sarthy, J)

saurovkrishna/-

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