

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89331 of 2025

Arising Out of PS. Case No.-756 Year-2022 Thana- ALAMGANJ District- Patna

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Pramod Kumar S/O Anil Thakur R/O Masjid Gali, Golghar Chauraha, P.S-
Buddha Colony, District - Patna. (as per FIR owner of the motorcycle bearing
Registration No.- BR01EZ8802)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mithilesh Kumar

For the Opposite Party/s : Mr. Nirmal Kumar Sinha

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 22-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The instant application for anticipatory bail has
been filed by the petitioner apprehending his arrest in
connection with Alamganj P.S Case No. 756 of 2022 instituted
for the offence punishable under Sections 414 of the I.P.C and
30(a), 36 of the Bihar Prohibition and Excise Act.

3. As per prosecution case, total 150 litre illicit liquor
were recovered from the motorcycle.

4. Learned counsel for the petitioner submits that
nothing has been recovered from the conscious possession of
the petitioner. He further submits that petitioner has no concern
with the seized liquor.



5. Learned APP appearing for the State has opposed the prayer for bail of the petitioner and submitted that anticipatory bail of the petitioner is barred by the provision of Section 76(2) of the Bihar Prohibition and Excise Act.

6. From perusal of the F.I.R., impugned order and case diary, it appears that petitioner is the registered owner of the motorcycle in question. Moreover, petitioner has got four criminal antecedents and some of them is related to the Bihar Prohibition and Excise Act.

7. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, I am not inclined to grant anticipatory bail to the petitioner.

8. Accordingly, prayer for anticipatory bail of the petitioner is hereby rejected.

(Ramesh Chand Malviya, J)

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