IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84173 of 2025

Arising Out of PS. Case No.-515 Year-2025 Thana- PAROO District- Muzaffarpur

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Guddu Rai @ Guddu Kumar S/O Naresh Rai Resident of Village- Ginjas , P.S.- Jaitpur, Distt- Muzaffarpur.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Manoj Kumar, Advocate
For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

2 17-12-2025 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Paroo P.S. Case No.515 of 2025, F.I.R dated 27.09.2025 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2018.

3. As per the prosecution case, on 27.09.2025, during patrolling based on secret information, the informant reached an orchard at village Bajitpur where four persons fled on seeing the police and could not be apprehended. The local chowkidar identified them as Omprakash Rai, Guddu Rai (petitioner), Awdhesh Kumar @ Bihari, and Nand Kishore Rai. Upon search, 790.560 liters of foreign liquor was recovered, a seizure list was

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prepared, and the case was registered followed by investigation.

4. Learned counsel for the petitioner submits that the place of recovery is from an orchard of Fagudar Chaudhary, who is a villager and a neighbor of this petitioner. The petitioner is in no way connected with the orchard from where the seized articles is said to have been recovered by the Police. The petitioner has clean antecedent and the name of the petitioner has transpired on the basis of information by the local chaukidaar that this petitioner was seen running from the place of occurrence.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Regard being had to the submission made by the parties, taking into consideration the fact that illicit liquor has not been recovered from the constructive possession and / or premises belonging to the petitioner and petitioner is in no way connected with the seized articles and the petitioner has clean antecedent, accordingly, this Court is inclined to grant anticipatory bail to the petitioner.

7. Let the petitioner, above named, be released on anticipatory bail in the event of arrest or surrender before the court below within a period of four weeks from today on

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furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise-II, Muzaffarpur, in connection with Paroo P.S. Case No.515 of 2025 subject to the condition as laid down under Section 482(2) of the B.N.S.S., 2023.

(Ajit Kumar, J)

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