

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.86370 of 2025

Arising Out of PS. Case No.-120 Year-2025 Thana- Sonki District- Darbhanga

Vikas Kumar Dev @ Vikash Kumar Dev S/o Shatrudhan Lal Dev @
Shatrughan Lal Dev R/o Village- Tikapatti, P.S.- Bahadurpur (O.P.- Sonaki),
District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Chandra Gandhi, Advocate
For the Opposite Party/s : Mr. Arun Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-12-2025 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. This application, for grant of anticipatory bail,
arises out of Sonaki Police Station Case No. 120 of 2025,
disclosing offences under Section 30(a) of Bihar Prohibition and
Excise Act.

3. The prosecution case, as per the First Information
Report, is that on 27.08.2025, at around 08:10 p:m, informant
was on patrolling duty near the Tika Patti Gothi Dam paved
road, saw that after seeing the police party, a man abandoned his
black Honda Shine motorcycle bearing Registration No.



BR07AB3195 near the paved road and succeeded in fleeing away. On search of abandoned motorcycle, total 600 ml country-made liquor packed in a plastic Mazza Bottle was recovered from the aforesaid motorcycle.

4. Learned Counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case. The name of the petitioner has come only on the basis of registered owner of the seized motorcycle bearing Registration No. BR07AB3195. Learned counsel next submits that his friend had borrowed the motorcycle for urgent work. Petitioner had no knowledge about the alleged recovery of illicit liquor. Nothing has been recovered from the conscious possession of the petitioner. Petitioner is having no criminal antecedent.

5. Regards being had to the submissions made on behalf of the parties and taking into consideration the fact that petitioner is having no criminal antecedent and motorcycle was borrowed by petitioner's friend, I am inclined to grant the petitioner privilege of anticipatory bail.

6. This application is, accordingly, allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten



Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge-1st (Excise Act), Darbhanga, in connection with Sonaki Police Station Case No. 120 of 2025, subject to the condition laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita.

(Anil Kumar Sinha, J)

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