

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.89733 of 2024**

Arising Out of PS. Case No.-294 Year-2024 Thana- MAJORGANJ District- Sitamarhi

Raja Kumar @ Raja Babu S/o- Rajan Prasad @ Rajan Kumar Village -  
Bhavdepur Got @ Bhavdevpur Got, P.S. -Riga, Dist. - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Santosh Kumar

For the Opposite Party/s : Mr. Manoj Kumar

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      27-01-2025                      1. 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 Majorganj Police Station Case No. 294 of 2024,  
disclosing offences under Sections 317(5) of the BNS and  
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per the prosecution case, on 10.09.2024, the  
informant while patrolling, reached near Koari Madan Tola turn  
at about 19:45 hours and started vehicle checking. During the  
checking, he saw that a motorcyclist was coming very fast from  
the direction of Koari Madan Chowk and behind him was a four  
wheeler. On seeing the police party, the motorcyclist took a u-  
turn and started running towards Koari Madan village and the  
two persons riding the four wheeler abandoned the vehicle and  
started running towards the fields and with the help of the police  
party one person was chased and caught and the other person  
managed to escape. On query, the arrested person disclosed his



name as Bhushan Kumar and when the name of the person who ran away was asked, he told his name as Gulzar Ansari and the name of the person who ran away on the motorcycle as Raja Kumar (petitioner). On search, total 396 liters of nepali desi saufi liquor was recovered from the white coloured Mahindra Scorpio.

4. Learned Counsel for the petitioner submits that the petitioner has falsely been implicated in the present case due to dirty villager politics. Nothing has been recovered from the conscious possession of the petitioner. The name of the petitioner transpired on the basis of disclosure made by apprehended co-accused Bhushan Kumar. The seized Mahindra Scorpio vehicle does not belong to the petitioner.

5. Having regard to the submissions made on behalf of the parties and taking into consideration the fact that petitioner is having seven criminal antecedents of similar nature of offence, I am not inclined to grant the petitioner privilege of anticipatory bail.

6. This application is, accordingly, rejected.

**(Anil Kumar Sinha, J)**

HarshPandey/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

