

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88446 of 2025

Arising Out of PS. Case No.-422 Year-2025 Thana- RIGA District- Sitamarhi

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Satish Kumar Paswan Son of Indal Paswan R/o Village - Bhawdepur @
Bhavdepur Got ward no. -14, P.S. - Riga, Dist.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Jagdhar Prasad

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 22-12-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Riga P.S. Case No. 422 of 2025, F.I.R dated 01.11.2025 registered for the offences punishable under Sections 30(a) of the Bihar Prohibition and Excise Amendment Act, 2018.

3. As per the prosecution case, on 01.11.2025 at about 10:00 hours, the informant left the Police Station in a government vehicle along with constables Jitendra Kumar Singh and Guddu Kumar for special law and order duty in connection with the arrival of the Hon'ble former Chief Minister of Chhattisgarh, Shri Bhupesh Baghel, at Ramnagra. After conclusion of the public meeting, while returning to the Police Station, the informant allegedly received confidential



information that illicit liquor had been brought in a *toto* (auto rickshaw) to the garden of Bhavdepur Darbar, pursuant to which further action was taken.

4. Learned counsel for the petitioner submits that neither the bicycle nor *toto* (auto rickshaw) belongs to this petitioner from where the recovery is said to have been made. The name of this petitioner has transpired on the basis of confessional statement of apprehended co-accused *Shyam Sahni*, and this petitioner has clean antecedent.

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 his constructive possession and the co-accused has already been arrested from the place of recovery, 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 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 Excise Court-1, Sitamarhi in connection with Riga P.S. Case No. 422 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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