

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87932 of 2025

Arising Out of PS. Case No.-277 Year-2025 Thana- DURAULI District- Siwan

Ashutosh Narayan Rai S/O Dhruvdev Narayan Rai Resident of Village -
Belaon, P.S.- Darauli, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Pandey, Advocate

For the Opposite Party/s : Mr.Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 22-12-2025 Heard Mr. Sanjay Kumar Pandey, learned counsel

 appearing on behalf of the petitioner and Mr. Umanath Mishra,

 learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Darauli P.S. Case No. 277 of 2025 registered for the
offence punishable under Section 30 (a) of the Bihar Prohibition
and Excise Act as amended up-to-date.

3. As per the allegation made in the FIR, 6.8 litres
of country made liquor was recovered from from a motorcycle
bearing Reg. No.BR29 BA 4388, Chassis No.
MBLHW224PGG11087 parked near the main road of the local
market.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner is innocent and he has been



falsely implicated in the case. He has no concern either with the seized liquor or trade of liquor in any manner. The petitioner is not the owner of the motorcycle. The local *Chowkidar* disclosed the name of the petitioner. The seized motorcycle was parked near the main road of the local market, which is an open place and easily accessible to anyone. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the rival submissions made on behalf of the parties, as well as, considering the fact that the seized motorcycle was parked near the main road of the local market, which is an open place and easily accessible to anyone, local *Chowkidar* disclosed the name of the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court 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 District Court where the case is pending/successor court in connection with Darauli P.S. Case No. 277 of 2025, subject to the condition as laid down under Section 438(2) of the Cr.P.C.//



Section 482 of the BNSS.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

(Purnendu Singh, J)

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