

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89013 of 2025

Arising Out of PS. Case No.-891 Year-2025 Thana- SASARAM NAGAR District- Rohtas

Nimbu Khatik @ Nemu Prasad Sonkar Son of Lalan Khatik @ Lalan Ram
Resident of village - Athakhambha, Near Himani Cold Storage, Tilauthu
Road, P.S.- Sasaram (Town), District - Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Babu Nandan Prasad, Advocate

For the Opposite Party/s : Mr. Nityanand, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 22-12-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Sasaram (Town) P.S. Case No. 891 of 2025 instituted under
Section 30 (a) of the Bihar Prohibition & Excise Act.

3. As per the prosecution case, there is recovery of
240 litres illicit liquor from two motorcycles. Allegation against
the petitioner is that the said liquor was to be delivered to him.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case on the confessional statement of apprehended co-accused
persons with whom petitioner has no concern. Petitioner was not
present on the spot. Nothing incriminating has been recovered



from the conscious possession of the petitioner. Petitioner has neither concern with the seized liquor nor with the motorcycles. There is no material against the petitioner. Petitioner has two criminal antecedents out of which one belongs to the Excise Act in which he is on bail. Petitioner undertakes to co-operate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned Exclusive Special Excise Judge II, Sasaram, Rohtas in connection with Sasaram (Town) P.S. Case No. 891 of 2025, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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