

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4201 of 2026

Arising Out of PS. Case No.-359 Year-2020 Thana- BYPASS District- Patna

1. Pinki Devi @ Piku Devi Wife of Vishashwar Kumar @ Vishashwar Sah @ Visheshwar Sah R/O- Karamlichak Purbi Bagicha, P.S.- Bypass, Dist- Patna
2. Chandan Kumar Son of Gopal Sao R/O- Karamlichak Purbi Bagicha, P.S.- Bypass, Dist- Patna
3. Chandan Kumar Son of Sanjay Mahto R/O- Karamlichak Purbi Bagicha, P.S.- Bypass, Dist- Patna
4. Tuntun Sao Son of Shiv Sao R/O- Karamlichak Purbi Bagicha, P.S.- Bypass, Dist- Patna
5. Vishashwar Kumar @ Vishashwar Sah @ Visheshwar Sah Son of Shiv Sao @ Shiv sah R/O- Karamlichak Purbi Bagicha, P.S.- Bypass, Dist- Patna
6. Sunni Kumar @ Sunny Kumar Son of Ram Babu Mehta @ Ram Babu Mahto R/O- Karamlichak Purbi Bagicha, P.S.- Bypass, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Jharkhandi Upadhyay

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 03-07-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 149, 341, 342, 353, 504 and 506 of IPC and Section 30(a) of the Bihar Excise Act.

3. Learned counsel for the petitioners submits that the petitioners are person with clean antecedent and petitioner no. 1



is a woman and allegation is of recovery of 4.400 litres of liquor from possession of Rahul.

4. Learned counsel for the petitioners submits that the petitioners were not arrested from the spot as such nothing was recovered from their conscious possession and they are alleged to have gathered at the place of occurrence with an intent to free Rahul hence came to be implicated.

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

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender within a period of six weeks from today, be released on **provisional anticipatory bail** on furnishing bail bonds of Rs. 500/- (Rupees Five Hundred) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Bypass P.S. Case No. 359 of 2020, subject to the conditions as laid down under Section 482(2) of the BNSS.

7. It is made clear that thereafter the learned Trial Court shall verify the criminal antecedent of the petitioners and in the event if it is found that petitioners have antecedent of even one case then it would be presumed that petitioners, for the purposes of seeking anticipatory bail, had concealed their antecedent before



this Court, as such, the provisional anticipatory bail order shall not be confirmed with respect to that petitioner who had concealed his criminal antecedent before this Court, but after verification if it is found that petitioners are person with clean antecedent in that event the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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