

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6592 of 2026

Arising Out of PS. Case No.-910 Year-2025 Thana- Excise P.S. District- Kishanganj

Sunil Saha Son of Sudhir Chandra Saha R/o Milan Pally, Ward no. 25. P.S. -
Silliguri, Dist. - Drjeeling, State - West Bengal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sumit Kumar , Advocate

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 04-02-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest in connection
with Madya Nisedh P.S. Case No. 910 of 2025 (Special Case
No. 927 of 2025), instituted for the offences under Sections
30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 1080
litres of liquor was recovered from Pick-up.

4. Learned counsel for the petitioner submitted that
the petitioner has falsely been implicated in the present case.
The name of the petitioner transpired in this case on the basis of
fact that he is the registered owner of the alleged vehicle, and he
has no knowledge regarding nature of goods loaded by the
driver on the vehicle. The petitioner has got no concern with the



alleged recovery of liquor. The petitioner has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023. Learned counsel for the petitioner, therefore, contends that prima-facie no case is made out against the petitioner.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner above named, in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Madya Nisedh P.S. Case No. 910 of 2025 (Special Case No. 927 of 2025), subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarika Suraksha Sanhita, 2023.

(Rudra Prakash Mishra, J)

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