

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11602 of 2026

Arising Out of PS. Case No.-1082 Year-2025 Thana- KATIHAR NAGAR District- Katihar

Vikash Kumar Paswan @ Vikash Paswan S/O Pramod Paswan R/O Driver
tola, Guard Para PS- Nagar, Distt- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh, Adv.

For the Opposite Party/s : Mr.Akbar Ali, APP

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 17-02-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Katihar Town P.S. Case No. 1082 of 2025 dated 01.11.2025 registered for the offence punishable under Section/s 30(a) of the Bihar Prohibition and Excise Act, 2022.

3. As per the prosecution case, the police has recovered total 50 liters of illicit liquor has been recovered from the bushes at Sangram Chowk..

4. Learned counsel for the petitioner submits that the place from the alleged recovery of illicit liquor is said to have been made is an open and abandon place and access to general public cannot be denied. The name of the petitioner has transpired in this case on the basis of the statement of the local person. It is further submitted that nothing incriminating has



been recovered from the conscious possession of the petitioner. Lastly, it is submitted that the petitioner is a person of clean antecedent.

5. Learned APP for the State opposes the prayer for grant of anticipatory bail.

6. Having heard learned counsel for the petitioner and considering the fact that the alleged recovery is said to have been made from the open place, which is accessible to one and all and the fact that the petitioner bears no criminal antecedent, 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 his 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-II, Katihar in connection with Katihar Town P.S. Case No. 1082 of 2025, subject to the condition as laid down under Section 482(2) of the B.N.S.S.

(Ajit Kumar, J)

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