

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17652 of 2026

Arising Out of PS. Case No.-226 Year-2025 Thana- KHIJARSARAI District- Gaya

Ranjan Kumar @ Ranjan Chaudhary Son of Rajendra Choudhary R/o Village
- Fatehpur, P.S.- Makhdumpur, District -Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uma Kant Mishra, Adv.

For the Opposite Party/s : Mrs. Veena Kumari Jaiswal, Adv.

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 25-03-2026 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Khizarsarai P.S. Case No. 226 of 2025, F.I.R dated 20.06.2025 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2022.

3. As per the prosecution case on 20.06.2025, during patrolling duty, ASI Surajdeo Pal of Khizarsarai Police Station received information that illicit country-made *mahua* liquor was being transported on a blue motorcycle from *Keni* Bridge. Acting on this tip, the police intercepted a motorcycle coming from that direction, but the rider fled upon seeing the police, abandoning the vehicle bearing Reg. No. BR 02 AM 1622.



Upon search, 40 litres of illicit *mahua* liquor were recovered from the motorcycle, and a seizure list was prepared in the presence of witnesses.

4. Learned counsel for the petitioner submits that petitioner is the owner of the seized motorcycle bearing reg. no. BR 02 AM 1622 and while returning to his house due to some mechanical fault in the motorcycle it got stopped and after making rigorous search for mechanic, he could not find him and, therefore, he parked the motorcycle in an open place on the roadside and in the morning he found motorcycle missing from the place and came to know that the same has been seized with 40 liters of illicit liquor. It is a case where non-compliance of mandatory provisions as available under Section of 103 of the BNSS is evident and the petitioner is noway connected with the seized illicit liquor. Petitioner is found involved in one more case, which is not akin with the present case.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Regard being had to the submission made by the parties, taking into consideration the fact as petitioner is



in noway connected with the seized illicit liquor and petitioner has one more antecedent not akin with the present case, accordingly, 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 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 No. 2, Gaya Ji in connection with Khizarsarai P.S. Case No. 226 of 2025 subject to the condition as laid down under Section 482(2) of the B.N.S.S., 2023.

(Ajit Kumar, J.)

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