

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23897 of 2026

Arising Out of PS. Case No.-870 Year-2025 Thana- Excise P.S. District- Gopalganj

Praduman Kumar Son of Ramkishun Mahato R/o Raghunandanpur, P.S. -
Phulwariya, Gopalganj.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr. Prince Kumar Mishra
		Ms. Priyanka Kumari
For the Opposite Party/s :		Mr.Ramesh Chandra

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

2 22-04-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. This application for anticipatory bail arises out of Excise P.S. Case No. 870 of 2025 for the offence punishable under Sections 30(a) and 32 of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, on a secret information, a temporary hut was raided, two persons started fleeing away, wherein it has been alleged that co-accused was apprehended while this petitioner managed to flee away. Thereafter, it is alleged that 228.200 liters of country made liquor was recovered and one motorcycle parked nearby was also recovered.

4. Learned counsel for the petitioner has submitted



that the petitioner was not arrested at the spot. It has been submitted, referring to paragraph 8 of the anticipatory bail application, that the alleged hut and the seized motorcycle does not belong to the petitioner. It has been further submitted that in fact the petitioner has been made accused by the local police as he has been accused in two cases earlier. The search and seizure is also in violation of Section 103 BNSS.

5. Learned counsel for the State opposed the prayer of anticipatory bail of the petitioner.

6. Heard the parties and perused the record. Considering the facts and circumstances, let the petitioner above named, in the event of his arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-IV-cum-Special Judge, Excise Court-II, Gopalganj, in connection with Excise P.S. Case No. 870 of 2025, subject to the conditions as laid down under Section 482(2) of the Bhartiya Nagrik Suraksha Sanhita.

(Praveen Kumar, J)

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