

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21157 of 2026

Arising Out of PS. Case No.-549 Year-2021 Thana- BIHPUR District- Bhagalpur

Shibu Barai Son of Sunil Barai Resident of Husldanga Bhangamali, P.S.-
Mainaguri, District- Jal Paiguri (West Bengal)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Indeshwari Prasad Mandal, Advocate
For the State : Mr. Vinod Shanker Modi, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-05-2026 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing on behalf of the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Sections 30(a) and
32 of the Bihar Prohibition and Excise Act.

3. As per prosecution case, 732 litres illicit foreign
liquor was recovered from the seized vehicle of which this
petitioner is registered owner.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that petitioner has falsely been
implicated in this case merely because he happens to be owner
of the vehicle in question. Nothing has been recovered from the
conscious possession of this petitioner. Petitioner claims clean



antecedents.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner and submitted that huge quantity of liquor was recovered from the seized vehicle of which this petitioner is registered owner.

6. Considering the nature of accusation and the fact that huge quantity of illicit liquor was recovered from the seized vehicle of which this petitioner is registered owner, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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