

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.22077 of 2026**

Arising Out of PS. Case No.-756 Year-2025 Thana- SAHEBGANJ District- Muzaffarpur

Sanjiv Ray @ Sanjiv Ranjan Kumar S/O Jiyalal Ray @ Jiyalal Prasad Yadav  
Resident of Village - Mohammadpur, P.S- Paroo, Dist- Muzaffarpur

... .. Petitioner

Versus

The State of Bihar Patna

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr. Anish Kumar

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      07-04-2026      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 30(a), 32(1), 32(2), 36, 41(1) and 41(2) of the Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that petitioner has antecedent of twenty four cases out of which fourteen cases are under the Excise Act and allegation is of recovery of 2697.690 liters of liquor from a truck.

4. Learned counsel for the petitioner submits that the petitioner was not apprehended from the spot as such nothing was recovered from his conscious possession and he came to be implicated based on the fact that he is owner of the seized truck



and he came to implicated based on secret information which is the easiest way to implicate someone, it is also submitted that once an accused is implicated in a case relating to Excise, the police starts implicating mechanically either at the instance of chowkidar, local person, confessional statement or secret information without holding a proper investigation.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on Provisional anticipatory bail on furnishing bail bonds of Rs. 96,000/- (Rupees Ninety Six Thousand) with two sureties of the like amount each to the satisfaction of the learned Trial Court where the case is pending/successor court in connection with Sahebganj P.S. Case No. 756 of 2025 subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. It is made clear that thereafter the learned Trial Court shall verify the criminal antecedent of the petitioner and in the event if it is found that petitioner has antecedent of more than twenty four cases then it would be presumed that petitioner,



for the purposes of seeking anticipatory bail, had concealed his antecedent before this Court, as such, the provisional anticipatory bail order shall not be confirmed, but after verification if it is found that petitioner has antecedent of twenty four cases, in that event the provisional anticipatory bail order shall be confirmed forthwith.

**(Satyavrat Verma, J)**

Gaurav Sinha/-

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