

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27900 of 2026

Arising Out of PS. Case No.-114 Year-2026 Thana- BODHGAYA District- Gaya

Suraj Kumar son of Sanjay Sao, Resident of Village - Mocharim Ps- Bodh
Gaya, Dist- Gaya.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate.

For the Opposite Party/s : Ms. Indu Kumari Srivastava, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

- 2 29-04-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.
2. The petitioner apprehends his arrest in connection
with Bodhgaya P.S. Case No.114 of 2026 instituted under
Sections 30(a) of the Bihar Prohibition and Excise Act.
3. As per the prosecution case, there is recovery of
83.50 liters illicit foreign liquor from the house of petitioner. It is
alleged that petitioner fled away from the spot on seeing the
Police team.
4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this case.
He further submits that petitioner has no concern with the alleged
seized liquor and the house from where the alleged recovery has
been made is shared family property, accessible to multiple
family members and other persons. Learned counsel submits that
there is no material against the petitioner and no incriminating



article has been recovered from his conscious possession. He further submits that there is no independent witness to the seizure list. Learned counsel submits that petitioner is a young boy aged about 19 years, having got clean antecedent and he undertakes to cooperate in the investigation and trial of the case.

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

6. Considering the facts and circumstances of the case, submissions of learned counsel for the parties and the nature of allegation leveled against the petitioner, his clean antecedent as well as the young age of 19 years of petitioner, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned Exclusive Special Excise Judge, Court No.1, Gaya/ concerned Court in connection with Bodhgaya P.S. Case No.114 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

Ritik/-

U		T	
---	--	---	--

