

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31605 of 2026

Arising Out of PS. Case No.-149 Year-2026 Thana- KATIHAR NAGAR District- Katihar

Manoj Kumar Ravidas @ Daroga @ Manoj Ram S/o Ramshankar Ravidas
Resident of Village - Badhwabadi, Police station - Katihar, District - Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajit Kumar Singh, Adv.

For the Opposite Party/s : Mr.Bishweshwar Ram, APP

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 07-05-2026 Heard Mr. Ajit Kumar Singh, learned counsel for the
petitioner and learned APP for the State.

2. The petitioner is apprehending his arrest in connection with Katihar Town P.S. Case No. 149 of 2026 for the offence punishable under sections 30(a) of the Bihar Excise and Prohibition Act, lodged on 06.02.2026 by the informant.

3. As per the prosecution case, there has been recovery of 12 litres of illicit liquor.

4. Learned counsel for the petitioner submits that the recovered illicit liquor does not belong to this petitioner and the petitioner has been made accused in this case on the disclosure of co-accused, Sonu Kumar who was arrested on the spot. The recovery of the said liquor has been made from an open space which is accessible to each and everyone while petitioner is in



no way connected with the said seizure and there is a violation of Section 103 of the BNSS in preparing the seizure list etc. Learned counsel fairly submits that the petitioner has got five criminal antecedents and he is on bail in all those cases.

5. Learned APP opposes the prayer submitting that the petitioner has got five criminal antecedents and he does not deserve the privilege of anticipatory bail.

6. Considering the fact that the recovery has not been made from the constructive possession of this petitioner and the place from where the seizure is said to have been made is an open space which is accessible to all and there is a violation of Section 103 of the BNSS in preparing the seizure list etc, this Court is inclined to extend him the privilege of anticipatory bail.

7. Let the petitioner, above named, be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Exclusive Special Excise Court-II, Katihar in connection with aforesaid PS Case, subject to the conditions as laid down under Section 482(2) of the BNSS as well as the following conditions:-

(i) one of the bailors should be the family member/relative of the petitioner(s)



who shall provide official document to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Ajit Kumar, J)

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