

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34348 of 2026

Arising Out of PS. Case No.-397 Year-2025 Thana- BUXAR MUFFSIL District- Buxar

Suraj Pal Singh S/o Babu Singh Resident of Village - Khiderpur, P.S. - Kishni,
District - Mainpuri, Uttar Pradesh

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

2 18-05-2026 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner is apprehending his arrest in a case in connection with Buxar (M) P.S. Case No. 397 of 2025 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act 2022 and Section 318 (4), 338, 336(3), 340(2), 3(5) of B.N.S. 2023.

3. As per the allegation, 667.5 liters of illicit foreign liquor was recovered from a car bearing Registration No. BR-01HA-4153.

4. Learned counsel for the petitioner has submitted that the petitioner is the owner of the vehicle in question from which alleged recoveries were made. It has been further submitted that, in fact, the petitioner had entered into lease



agreement of the vehicle with one Shiva Sikarwar, on 15.12.2025 at 04:00 pm, for rental purpose and, as per clause 12 of the agreement, it was agreed between the parties that the guests shall strictly refrain from use of tobacco, cigarette, cigar and alcohol inside the vehicle and in violation of the same, the present occurrence took place on 18.12.2025, and, as per the agreement, the petitioner had no direct control over the vehicle at the time of seizure of illicit liquor. It has been further submitted that no one was arrested along with seized vehicle containing illicit liquor. It has also been submitted that there is violation of Section 103 of B.N.S.S. Lastly, it has been submitted that petitioner has got no criminal antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Heard the parties and perused the record.

7. Considering the facts and circumstances of the case, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Excise Special Court No.1, Buxar, in connection with Buxar (M) P.S.



Case No. 397 of 2025, subject to satisfaction of the conditions
as laid down under Section 482(2) of the BNSS.

(Praveen Kumar, J)

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