

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40148 of 2026

Arising Out of PS. Case No.-191 Year-2026 Thana- BIHAR District- Nalanda

Md. Raju @ Md. Imran Son of Late Md. Akhtar Resident of Mohalla - Chajju
Chandani Tola, P.S.- Biharsharif, District - Nalanda

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Pankaj Kumar, Advocate

For the Opposite Party : Mr. Uma Shankar Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 23-06-2026 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. The accused/petitioner is named in the
FIR and apprehending his arrest in connection with
Biharsharif P.S. Case No.191 of 2026 registered under
Sections 30(a) of the Bihar Prohibition and Excise Act.

3. Allegation against the petitioner is to
engage in illegal trade/manufacturing of illicit liquor, where
there is recovery of 7 liters of IMFL/country-made liquor.

4. It is submitted by learned counsel
appearing for the petitioner that the name of petitioner
surfaced due to disclosure made by co-accused, namely, M.
Ashraf Alam, who was apprehended on the spot. It is
submitted that the recovery of alleged liquor was made near
the cottage of Md Raju(petitioner). It is submitted that the
recovery of alleged illicit liquor was not made from



conscious possession of the petitioner. Explaining criminal antecedent, it is submitted that the petitioner found involved in three more criminal case of similar nature, where he is on bail.

5. Learned APP opposed the prayer of anticipatory bail to the petitioner.

6. In view of aforesaid factual submissions and by taking note of the fact as recovery of illicit liquor *prima facie* not appears to be made from conscious physical possession of this petitioner, accordingly, the petitioner, above-named, in the event of his arrest or surrender in the court below within a period of four weeks from today, is directed to be released on 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 District and Additional Sessions Judge Vth -cum- Special Judge (Excise) Nalanda at Biharsharif, in connection with Biharsharif P.S. Case No.191 of 2026, subject to the conditions as laid down under Section 438(2) of the CrPC/under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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