

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40764 of 2026

Arising Out of PS. Case No.-408 Year-2026 Thana- Excise P.S. District- Sitamarhi

Sanjit Rai @ Sanjeet Rai @ Sanjit Ray @ Ranjit Ray S/O Dinesh Rai
Resident of Village- Chandpura, Ward No. 04, Police Station- Bathnaha,
District- Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Shashank Shekhar, Advocate
For the Opposite Party : Mr. Vinod Shanker Modi, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 24-06-2026 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The accused/petitioner is not named in the FIR

and apprehending his arrest in connection with Excise

Sitamarhi P.S. Case No.408 of 2026 registered under

Sections 30(a) and 32(3) of Bihar Prohibition and Excise

Amendment Act, 2022.

3. Allegation against the petitioner is to engage in

illegal trade/manufacturing of illicit liquor, where there is

recovery of 9 litres of IMFL/country-made liquor.

4. It is submitted by learned counsel appearing for

the petitioner that the name of petitioner arrayed solely on



the suspicion that he fled away from the spot after seeing police party. It is submitted that petitioner is only implicated in the present case as he is the owner of the motorcycle which was involved in carrying illicit liquor. It is also submitted that recovery of illicit liquor was not made from conscious possession of this petitioner. It is submitted further that seizure list appears doubtful being not supported by independent witness rather by police. Petitioner claimed clean antecedent.

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 physical possession of this petitioner, who is a man of clean antecedent, 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 Exclusive Special Excise Court No. II, Sitamarhi in connection with Excise Sitamarhi P.S. Case No.408 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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