

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41834 of 2026

Arising Out of PS. Case No.-638 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- East Champaran

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Dhruv Rai @ Dhru Rai S/o Langar Rai @ Banai Rai R/o Village - Amar
Chhatauni, P.s. - Chhatauni, District - East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Rajesh Kumar, Advocate
For the Opposite Party : Mr. Renu Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 30-06-2026 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 Excise P.S. Case

No.638 of 2019 registered under Section 30(a) of 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 117 litres of IMFL/country-made liquor.

4. It is submitted by learned counsel appearing for

the petitioner that the name of petitioner arrayed solely for

the reason that petitioner is the owner of the house, where



alleged liquor was seized. It is also submitted by petitioner that the house of petitioner is a joint family house. It is also submitted that the petitioner is neither present at the spot nor the petitioner is in any way connected with the concerned seized liquor. It is also submitted that recovery of illicit liquor was not made from conscious possession of this petitioner. Explaining criminal antecedent, it is submitted that the petitioner found involved in one criminal case, 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 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 Exclusive Special Excise Judge- 2,



East Champaran, Motihari, in connection with Excise P.S.
Case No.638 of 2019, 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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