

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41955 of 2026

Arising Out of PS. Case No.-302 Year-2026 Thana- HAJIPUR SADAR District- Vaishali

Ravindra Rai, Son of Sukhnandan Rai, Resident of Village -Ismailpur PS
-Hajipur Sadar District- Vaishali

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh, Advocate

For the Opposite Party/s : Mrs. Asha Kumari, APP

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 not named in the FIR

and apprehending his arrest in connection with Hajipur Sadar
(Kajipur) P.S. Case No.302 of 2026 registered under Section
30(a) of the Bihar Prohibition and Excise (Amendment) Act.

3. Allegation against the petitioner is to engage in

illegal trade/manufacturing of illicit liquor, where there is
recovery of 3350 litres of IMFL/country-made liquor.

4. It is submitted by learned counsel appearing for

the petitioner that the seized illicit liquor was recovered near

Gandak Bandh, which is an open place accessible to the



general public and, therefore, it cannot be said that the alleged recovery was made from the conscious possession of the petitioner. It is further submitted that seizure list also appears doubtful being not supported by independent witnesses rather than by police personnel. It is also pointed out that the name of the petitioner surfaced solely on the disclosure made by the Mahal Chaukidar. The petitioner has four criminal antecedent of similar nature in which, 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 of note of 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 Court-I-



cum-Additional District and Sessions Judge, Hajipur at
Vaishali in connection with Hajipur Sadar (Kajipur) P.S. Case
No.302 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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