

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44791 of 2026

Arising Out of PS. Case No.-25 Year-2026 Thana- SURSAND District- Sitamarhi

=====

Ram Anek Ray S/o Garib Ray R/o Village - Narha Kala, P.S. - Bajpatti, Dist. - Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

=====

Appearance :

For the Petitioner : Mr. Santosh Kumar, Advocate
For the Opposite Party : Mr. Arun Kumar Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 07-07-2026 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 Sursand P.S.

Case No.25 of 2026 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 recovery of alleged illicit liquor was

made from two motorcycles bearing Registration No.



BR30AS 2402 and BR030R 4036 which were involved in carrying illegal consignment of liquor. It is also submitted that name of petitioner arrayed solely for the reason that he is the owner of one of the said motorcycle. It is further argued that the petitioner's motorcycle was taken by his family member, namely, Harish Chandra Kumar for some personal work. It is also submitted that recovery of illicit liquor was not made from conscious possession of this petitioner. It is also submitted that the seizure list also appears doubtful being not supported by independent witnesses rather than by police personnel. 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, 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.2, Sitamarhi, in connection with Sursand P.S. Case No.25 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.)

Aniket/-

U		T	
---	--	---	--

