

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49082 of 2026

Arising Out of PS. Case No.-271 Year-2026 Thana- PARSA District- Saran

1. Vikash Kumar Sah @ Vikash Kumar, Son of Gorakh Sah, Resident of Village- Anjani Mathiya, P.S.- Parsa, District- Saran
2. Sunita Devi, Wife of Bhola Sah, Resident of Village- Anjani Mathiya, P.S.- Parsa, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Tiwary, Adv.
For the Opposite Party/s : Mr.Aditya Narayan Singh.1, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 22-07-2026 Heard the parties.

2. The petitioners apprehend their arrest in connection with Parsa P. S. Case No. 271 of 2026, registered for the offence(s) punishable under Section(s) 30(a) of the Bihar Prohibition and Excise Act.

3. The main submissions advanced by the learned counsel for the petitioners are that, as per the prosecution's case, the alleged liquor was recovered from the field of one Dr. Raju Rai and the said place of recovery is an open field accessible to everyone, and the petitioners have no concern with the said place and further the petitioners have no



criminal antecedents and the alleged offence under the Excise Act, for which the FIR has been registered, does not even *prima facie* attract against the petitioners, therefore, their prayer is not hit by the provisions of Section 76(2) of the Excise Act. It is further submitted that the petitioners have merely been suspected of being involved in placing the alleged liquor in the said field and the petitioners have been implicatede solely on the disclosure made by a local Choukidar, except for the said disclosure, there is no material against the petitioners.

4. Learned APP appearing for the State has opposed the bail prayer of the petitioners.

5. In the facts and circumstances of the case and considering the above submissions, mainly petitioners' fair and clean antecedent, this court is inclined to grant the relief of anticipatory bail to the petitioners. Accordingly, let the petitioners named-above, in the event of their arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail in connection with Parsa P. S. Case No. 271 of 2026 on furnishing bail bonds of Rs. 20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to



the satisfaction of the Court concerned, subject to the
conditions as laid down under Section 482(2) of the BNSS.

(Shailendra Singh, J)

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