

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48863 of 2026

Arising Out of PS. Case No.-263 Year-2025 Thana- DHANHA District- West Champaran

Pawan Kumar @ Pawan Ram @ Pawan Rai S/o Sakal Ram R/o Village -
Mahamadpur Shakra, Ward no. 04, P.S. - Mahamadpur Shakra, Distt. -
Samastipur, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Prabhat, Adv.

For the Opposite Party/s : Md. Ahmad Ali, APP

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 22-07-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. This application for anticipatory bail arises out of Dhanha P.S. Case No. 263 of 2025 for the offences punishable under Sections 30(a) and 41(1) of the Bihar Prohibition and Excise Act.

3. As per the allegation, total 149 litres of illicit foreign liquor is alleged to have been recovered from a car.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It has further been submitted that the petitioner is not the owner or driver of the said car from which alleged recoveries has been made. It has further been submitted that the name of the petitioner transpired on the basis of confessional statement of co-accused Mithilesh Kumar Singh before police while in police custody. It has further been submitted that



nothing has been recovered from conscious possession of the petitioner. It has further been submitted that the owner of the vehicle namely Vinod Kumar has been granted the privilege of anticipatory bail by a co-ordinate Bench of this court by order dated 18.12.2025 passed in Cr. Misc. No. 86566 of 2025. It has lastly been submitted that the petitioner has got no criminal antecedent.

5. Learned counsel for the State opposed the prayer of anticipatory bail of the petitioner.

6. Heard the parties and perused the record. Considering the facts and circumstances as well as parity, let the petitioner above named, in the event of his arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Bagaha, West Champaran, in connection with Dhanha P.S. Case No. 263 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Praveen Kumar, J)

Abdus/-

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