

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 50004 of 2026

Arising Out of PS. Case No.-204 Year-2026 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Shravan Kumar @ Sharan Kumar S/O Nanki Sahani @ Nanki Choudhary
R/O village - Rahmatpur , Police Station - Samastipur Muffasil , District –
Samastipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mahendra Pratap, Advocate

For the Opposite Party/s : Mr.Ganesh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RANJAN KUMAR JHA
ORAL ORDER

2 27-07-2026 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing

on behalf of the State.

2. The petitioner is apprehending his arrest in
connection with Samastipur Muffasl P.S. Case No. 204 of 2026
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise (Amendment) Act.

3. The allegation against the petitioner in the FIR is
that 20 litres of country-made liquor was recovered from a *jhola*
hanging on the motorcycle. The FIR further states that, on
seeing the police party, both the rider and the pillion rider fled
from the spot. Subsequently, the police came to know from local
persons that one of the persons who fled was Shravan Kumar,



the petitioner before this Court.

4. Learned counsel for the petitioner submitted that the petitioner has been falsely implicated in the present case. It is further submitted that the petitioner is the owner of the motorcycle and had lent it to his friend in good faith. However, his friend misused the motorcycle for carrying illicit liquor without petitioner's knowledge. It is also submitted that the petitioner is a man of clean antecedents.

5. Learned APP for the State has vehemently opposed the prayer for anticipatory bail.

6. Having considered the submissions of the parties, in particular that petitioner is a man of clean antecedent, let the petitioner named above be released on anticipatory bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each of the satisfaction of learned Exclusive Special Judge, Excise- 1, Samastipur/concerned court, in connection with Samastipur Muffasl P.S. Case No. 204 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS, with further conditions that:-

“(i) One of the bailors shall be family member of the petitioner.



(ii) Petitioner shall cooperate in further investigation if any, in case of non-compliance of aforesaid conditions, the informant/State shall be at liberty to press for cancellation of bail bond of the petitioner before the learned trial court itself, which be decided, after giving fair opportunity of hearing to the petitioner.”

(Ranjan Kumar Jha, J)

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