

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48915 of 2026

Arising Out of PS. Case No.-133 Year-2026 Thana- SURYAPURA District- Rohtas

Chhotu Singh @ Abhishek Kumar Son of Dhaneshwar Singh Resident of
Village- Baradhi Tola, P.S.- Dawath, District- Rohtas Petitioner
Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr.Dharmendra Kumar Singh
For the Opposite Party/s : Mr.Rabindra Kumar

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 Suryapura P.S. Case No. 133 of 2026, registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act.

3. As per allegation, one motorcycle was apprehended, co-accused Vakil Singh came to be arrested, who, in turn, named the petitioner to be the one who had fled away from the place of occurrence and altogether 15 liters of illicit country made liquor was recovered from the said motorcycle.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. It has further been submitted that the petitioner is not the owner of the motorcycle in question from which the alleged recovery has



been made. It has further been submitted that the name of the petitioner transpired on the basis of confessional statement of apprehended co-accused made before the police, while in police custody. It has further been submitted that the procedure prescribed under Section 105 BNSS has not been followed with. It has lastly been submitted that the petitioner has been made accused in one another case of similar nature, but he is on bail in that case.

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

6. Heard the parties and perused the record.

7. Considering the facts and circumstances as well as the nature of material, 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 court of Exclusive Special Judge, Excise Court-2, Rohtas at Sasaram, in connection with Suryapura P.S. Case No. 133 of 2026, subject to the conditions as laid down under Section 482(2) of the Bhartiya Nagrik Suraksha Sanhita.

(Praveen Kumar, J)

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