

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68015 of 2025

Arising Out of PS. Case No.-302 Year-2025 Thana- GURUA District- Gaya

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1. Vikram Kumar Son of Rajdeo Chaudhary @ Rajdev Chaudhary Resident of Village- Nser, P.S.- Gurua, District- Gaya.
 2. Rajdeo Chaudhary @ Rajdev Chaudhary Son of Ramyad Chaudhary Resident of Village- Nser, P.S.- Gurua, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh

For the Opposite Party/s : Mr. Nityanand

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 3 07-01-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.
2. Learned counsel for the petitioners at the outset seeks permission to withdraw the anticipatory bail application with respect to petitioner no.2, Rajdeo Chaudhary @ Rajdev Chaudhary, who was arrested during pendency of the instant anticipatory bail application.
3. Permission is accorded.
4. Petitioner No.1 apprehends his arrest in a case registered for the offence punishable under Section 30(A) of Bihar Prohibition and Excise Amendment Act, 2022.
5. Learned counsel for the petitioner submits that



petitioner no.1 is a person with clean antecedent and allegation is of recovery of 170 litres of liquor from an auto and a motorcycle. It is next submitted that petitioner was not arrested from the spot as such nothing was recovered from his conscious possession and is not the owner of any of the seized vehicle and he came to be implicated based on confessional statement of Wilson in police custody which does not have any evidentiary value.

6. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

7. Considering the submissions made by the learned counsel for the petitioner, the petitioner no.1 above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on provisional anticipatory bail on furnishing bail bonds of Rs.500/- (Rupees five hundred) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Gurua P.S. Case No.302/2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

8. It is made clear that thereafter the learned trial court thereafter shall verify the criminal antecedents of the petitioner



and in the event if it is found that petitioner has antecedent of even one case, in that event, it would be presumed that petitioner had concealed his antecedent before this court, as such, the provisional anticipatory bail order shall not be confirmed with but if after verification it is found that petitioner is a person with clean antecedent, in that event, the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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