IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74538 of 2026

CNR No. BRHC011058812026

Arising Out of PS. Case No.-79 Year-2026 Thana- Gurupa District- Gaya

==========

Naveen Kumar S/o Awadh Kishore Singh Resident of Village- Chhanan, P.S.- Roh, District- Nawada

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr.Onkar Nath
For the Opposite Party/s : Mr.Chandra Bhushan Prasad- A.P.P.

==========

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 27-10-2026 1. Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in Gurpa P. S. Case No.79 of 2026 registered for the offences punishable under Section 30(a) of the Excise Act.

3. The learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and allegation is of recovery of 162 litres of liquor from a motorcycles.

4. The learned counsel for the petitioner submits that petitioner was not arrested from the spot, as such, nothing was recovered from his conscious possession and he came to be implicated based on the fact that he is owner of the seized motorcycle. It is next submitted that petitioner had sold the vehicle

WEB COPY

to one Vinod Prasad in the Year 2013 itself and thus was not aware that Vinod Prasad would misuse the vehicle in the manner as alleged

5. At this stage, the learned A.P.P. Sri Chandra Bhushan Prasad submits that from perusal of the pleadings made in the anticipatory bail application, it would manifest that the same does not even remotely suggest that ownership of the vehicle was transferred in the name of Vinod Prasad. It is next submitted that if plea of the petitioner is accepted, in that event, Vinod Prasad will become an accused. It is also submitted that it might be a ploy of the petitioner to seek anticipatory bail. It is next submitted that Court is liberal in granting anticipatory bail and regular bail in cases relating to excise, but when a plea reflects that it might be a ploy for seeking anticipatory bail in such cases the Court should refrain.

6. Considering the submissions made by the learned A.P.P., the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

7. The prayer of the petitioner for anticipatory bail stands rejected.

(Satyavrat Verma, J)

vikash/-

U		T	

WEB COPY