IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77759 of 2026

CNR No. BRHC011136522026

Arising Out of PS. Case No.-399 Year-2026 Thana- BALIYA District- Begusarai

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Md. Ahsan @ Md. Aihsan Son of Navi Khalifa @ Nabi Khalifa Resident of Village- Hariom Nagar, Patel Chowk, Ward No. 02, P.S.- Ballia (Baliya), District- Begusarai

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate
For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Ballia (Baliya) P.S. Case No. 399 of 2026 instituted for the offence under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that from the house of one Md. Asif, altogether 24.535 liters of illicit foreign liquor was recovered. It is alleged that he disclosed that the petitioner is the supplier of the same.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this case. He has further

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submitted that nothing has been recovered from his possession. He has been framed in this case on the basis of disclosure made by co-accused. Recovery, if any, has been made from the possession of co-accused Md. Asif. Petitioner has no concern with the alleged liquor.

5. In contra, learned APP appearing for the State has opposed the prayer of bail of the petitioner and has submitted that the petitioner is having criminal antecedent of one case.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Ballia (Baliya) P.S. Case No. 399 of 2026, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-02, Begusarai subject to the conditions as laid down under section 482(2) of B.N.S.S.

(Ashok Kumar Pandey, J)

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