IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79457 of 2026

CNR No. BRHC011138732026

Arising Out of PS. Case No.-362 Year-2024 Thana- KUCHAIKOTE District- Gopalganj

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Bablu Kumar Tiwari S/o Soyambar Tiwari R/o Village - Dhatingana, P.S - Thawe, District - Gopalganj

... ... Petitioner/s

Versus

The State of Bihar Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sumit Shekhar Pandey, Advocate
For the Opposite Party/s : Md. Iftekhar Mahmood, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Kuchaikote P.S. Case No. 362 of 2024, instituted under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, 8.1 liter of English liquor and 7.2 liter of country-made liquor i.e. total of 15.3 liter liquor was recovered from the two motor-cycles and co-accused persons were arrested from the place of occurrence. Allegation against the petitioner is that he is the registered owner of one of the motor-cycles.

4. Learned counsel for the petitioner submits that

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petitioner is innocent and has falsely been implicated in this case being the registered owner of one of the motor cycles bearing Reg. No. BR-28H-3788. Learned counsel for the petitioner further submits that on 16.03.2017, petitioner has sold the concerned motorcycle to one Zahir Khan through a sale letter on a notarized paper, however, the said purchaser had not taken any steps for transfer of the said vehicle in his name. It is also submitted that petitioner was neither present on the spot nor he has any concern with the liquor or motor-cycle at the time of the seizure. Petitioner has no criminal antecedent and he undertakes to co-operate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case, clean antecedent of the petitioner and submission of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge-IV-cum- Exclusive Special Excise

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Court-II, Gopalganj, Bihar in connection with Kuchaikote P.S. Case No. 362 of 2024, subject to the conditions laid down in Section 482 (2) of the Bharatiya Nagrik Suraksha Sanhita (B.N.S.S.), 2023.

(Sunil Dutta Mishra, J)

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