IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80058 of 2026

CNR No. BRHC011142102026

Arising Out of PS. Case No.-85 Year-2025 Thana- SANGRAMPUR District- Munger

==========

Amit Kumar @ Sonu Kumar S/O Subhash Singh R/O Village- Baidhpur, Police Station- Shambhuganj, District- Banka.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Surya Narayan Sah, Advocate
For the State : Mr. Rajendra Singh, APP

==========

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

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

2. The petitioner is apprehending his arrest in connection with Sangrampur P.S. Case No. 85 of 2025 registered for the offence(s) under Section(s) 30(a) and 32 of the Bihar Excise Prohibition Act.

3. As per the prosecution case, the police on secret information, intercepted a motorcycle, however on seeing the police, two persons started to flee. One person, namely Happy Kumar, was apprehended and he disclosed that the total 63 liters of illicit liquor recovered, belongs to Amit Kumar (petitioner).

4. The learned counsel for the petitioner submits that the petitioner has falsely been implicated and no article has been

WEB COPY

recovered from his house and he has no concern, whatsoever, with the seized liquor. It has further been submitted that an extra-judicial confession is not admissible in law, and moreover, the petitioner carries clean antecedent.

5. The learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner.

6. Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the petitioner, above-named, be released on anticipatory bail, in the event of his arrest or surrender before the concerned Court/successor Court within a period of four weeks from today, on his furnishing bail bond in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the concerned Court/successor Court where the case is pending in connection with Piprakothi P.S. Case No. 466 of 2026 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 read with corresponding Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (B.N.S.S.) as well as subject to the following conditions :

(i) One of the bailors of the petitioner shall be his close relative and the other shall be a local resident.

WEB COPY

(ii) The petitioner shall remain physically present before the concerned Court on each and every date of the trial and shall cooperate in the investigation.

(iii) In case of absence for two consecutive occasions or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the concerned Court.

(iv) If the petitioner, in future, is found to be involved in similar nature of offence(s), the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The concerned Court shall verify the criminal antecedent of the petitioner and in case, at any stage, it is found that he has concealed his criminal antecedent, the Court concerned shall take necessary steps for cancellation of his bail bond. However, the acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

8. The application stands allowed.

(Sourendra Pandey, J)

sweta/-

U		T	

WEB COPY