

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3557 of 2026

Arising Out of PS. Case No.-183 Year-2022 Thana- DAGARUA District- Purnia

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Rohit Kumar S/o Trilok Prasad Singh @ Triloki Singh R/o Village -
Shahjadpur, Ward No. 4, Post - Shahjadpur, P.S - Udakishunganj, District -
Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Md. Nazir Ansari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 30-01-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 272 and
273 of the Indian Penal Code as well as Sections 30(a), 41 and
47 of the Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner, at the outset,
submits that inadvertently while describing the petitioner, his
district has been recorded as Madhubani when it ought to have
been Madhepura. It is further submitted that even in the affidavit
portion, the district of the father of the petitioner has been
recorded as Madhubani instead of Madhepura, thus, seeks
permission to make necessary correction in the description of
the petitioner and his father.



4. Permission is accorded.

5. Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and allegation is of recovery of 154.710 litres of liquor from a car.

6. Learned counsel for the petitioner submits that petitioner was not arrested from the spot, as such, nothing was recovered from his conscious possession. It is further submitted that petitioner is not the owner of the seized vehicle and came to be implicated based on the confessional statement of Aditya Anand in police custody which does not have any evidentiary value in the eye of law.

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

8. Considering the submissions made by the learned counsel for the petitioner, let the petitioner above-named, in the event of his arrest or surrender before the learned trial court 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 Dagarua P.S. Case No. 183 of 2022, subject to the conditions as laid



down under Section 438(2) of the Cr.P.C./482(2) of the BNSS.

9. It is made clear that thereafter the learned trial court shall verify the criminal antecedent of the petitioner and if it is found that petitioner has antecedent of even one case, it would be presumed that petitioner had concealed his antecedent before this Court at para 3 of the anticipatory bail application in that event the provisional anticipatory bail order shall not be confirmed but if it is found on verification that petitioner is a person with clean antecedent in that event the provisional anticipatory bail order shall be confirmed forthwith.

10. At this stage, learned counsel for the petitioner based on instruction submits that petitioner undertakes to deposit an amount of Rs.1,500/- with the Lawyers' Association of the Patna High Court within a period of two weeks from today.

(Satyavrat Verma, J)

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