IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60019 of 2026

Arising Out of PS. Case No.-123 Year-2025 Thana- BUXAR MUFFSIL District- Buxar

==========

Amar Kumar Singh son of Lalbabu Singh Resident of Village- Belaon PS- Sikraul District- Buxar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Satyapal Singh
For the Opposite Party/s : Ms. Shaheen Begum

==========

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 21-08-2026 1. Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in a case 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 92.8 litres of liquor from two 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 one of the seized motorcycle. It is next submitted that no prudent person would use his own vehicle for committing a crime and thus,

WEB COPY

would create evidence against himself and hence, would get implicated. It is further submitted that petitioner was completely unaware that Saroj Kumar would misuse the vehicle in the manner as alleged as he was also apprehended at the spot along with two named accused persons.

5. Learned A.P.P. opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on provisional anticipatory bail on his furnishing bail-bonds in the sum 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 Buxar (M) P. S. Case No.123 of 2025, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

8. It is made clear that the learned trial Court after accepting the provisional bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is found that petitioner has antecedent of even one case, then it

WEB COPY

would be presumed that petitioner for the purposes of obtaining anticipatory bail had concealed his antecedent before this Court, in that event, the present provisional anticipatory bail order shall not be confirmed, but if on verification, it is found that petitioner is a person with clean antecedent, in that event, the provisional anticipatory bail order shall be confirmed forthwith.

9. At this stage, the learned counsel for the petitioner seeks permission to make rectification at Para-20 of the anticipatory bail application, as it has been submitted that inadvertently, it has been pleaded that Manji Singh was apprehended, who had taken the motorcycle of the petitioner, when he was not.

10. Permission is accorded.

(Satyavrat Verma, J)

vikash/-

U		T	

WEB COPY