

In the Court of District & Addl. Sessions Judge-XIII
cum-Spl. Excise Court No.-I, Gopalganj
A.B.P. No. 315 of 2026

Prabhat Kumar @ Ladoo, Aged about 22 Years, S/o Arun Sah, R/o village-Sareya Pahar, P.S. Sidhwaliya, District-Gopalganj.

.....Petitioner.

Versus

The State of Bihar

.....Opposite Party.

Counsel for the Petitioner :- Sri Rajeshwar Prasad, Advocate

Counsel for the State :- Sri Awadhesh Prasad Mani, Spl. P.P.

Present:- Deepak Singh Verma,

District and Additional Sessions Judge-XIII,

Gopalganj

Order

12.03.2026

1. Anticipatory bail petition has been filed on behalf of petitioner **Prabhat Kumar @ Ladoo**, who is apprehending his arrest in connection with Sidhwaliya P.S. Case No. 21 of 2026, U/s. 30(a) of Bihar Prohibition and Excise Amendment Act 2022.
2. Learned counsel for the accused-petitioner submits that the petitioner is quite innocent and he has committed no offence. He further submits that the prosecution story is totally false, fabricated and concocted and the petitioner has been falsely implicated in this case due to highhandedness of the local police. He further submits that the petitioner was not involved in the alleged crime as he was not present at the place of occurrence. He further submits that two excise case i.e. (i) Sidhwaliya P.S. Case No. 187/2023 & (ii) Mahammadpur P.S. Case No. 191/2023 are pending against the petitioner, so he may be enlarged on anticipatory bail.
3. On the other hand, learned Spl. P.P. appearing on behalf of the State opposed the anticipatory bail petition of the petitioner.
4. Heard the learned counsel for the parties and perused the case record. The allegation against the petitioner is that during patrolling duty, the

informant and other police party indicated to stop one person riding one motorcycle with sacks and as soon as he noticed the police party and police vehicle, he left the motorcycle and fled away from the spot. It is alleged that the gathered villagers and chowkidar disclosed the name of the fled person as Prahbhat Kumar @ Ladoo (the petitioner) and the police has recovered total **120** liter country-made chulai liquor from three sacks, so there is specific allegation against the petitioner under the Provision of Bihar Prohibition and Excise Amendment Act 2018. It further appears that in para No. 05, & 06 of the case diary, witnesses have fully supported the factum of recovery of illicit liquor from the place of occurrence and the petitioner himself admits two more cases of similar nature is pending against him as mentioned in para No. 03 of the anticipatory bail petition.

5. In view of the above mentioned facts and circumstances of the case and also considering that the petitioner is having two criminal antecedents and the investigation of this case is still at initial stage and also that anticipatory bail petition of the petitioner is not maintainable U/s. 76(2) of Bihar Prohibition and Excise Amendment Act 2018. Accordingly the prayer for anticipatory bail of the petitioner stands rejected. Although, the petitioner may surrender/appear before the court and pray for regular bail if so advised.

(Dictated)

(Deepak Singh Verma)
DAJ-XIII-cum-Spl. Judge
Excise-I, Gopalganj.