

In the Court of District & Addl. Sessions Judge-XIII
cum-Spl. Excise Court No.-I, Gopalganj
A.B.P. No. 1044 of 2026

Amod Kumar Ram, Aged 28 Years, S/o Suresh Ram, R/o village-Hussepur, P.S. Bhore, District-Gopalganj.

.....Petitioner.

Versus

The State of Bihar

.....Opposite Party.

Counsel for the Petitioner :- Sri Rana Yadav, Advocate

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

Present:- Dhiraj Kumar Mishra,
District and Additional Sessions Judge-XIII,
Gopalganj

Order

19.06.2026

1. Anticipatory bail petition has been filed on behalf of petitioner **Amod Kumar Ram**, who is apprehending his arrest in connection with Bhore P.S. Case No. 130 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 no any incriminating article has been recovered from the conscious possession of the petitioner. He further submits that the petitioner was not involved in the alleged occurrence and he was not present at the place of occurrence and the above case has been filed only to harass and humiliate the petitioner. He further submits that the petitioner's name came in this case on the confession of co-accused and he bears clean past, 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 received a secret information that Jitendra Sah and Amod

Kumar Ram (the petitioner) are selling the liquor in Rajwad garden. On the basis of the secret information, when the informant and other police party reached at Rajwad garden, they saw that two persons are in the garden and they have kept something and they started in fleeing away, but however the police team apprehended one person namely Jitendra Sah while another person fled away from the spot. It is alleged that the police has recovered **total 36** liter country-made liquor from a sack and apprehended person disclosed the name of the fled person as Amod Kumar Ram (the petitioner), so there is specific allegation against the petitioner under the provision of Bihar Prohibition and Excise Amendment Act 2022. It further appears that the petitioner is named accused in the F.I.R. and investigation against the petitioner is still going on.

5. In view of the above mentioned facts and circumstances of the case and also considering that 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.

(Dictated)

(DHIRAJ KUMAR MISHRA)
DAJ-XIII-cum-Spl. Judge
Excise-I, Gopalganj.