

IN THE COURT OF SPECIAL JUDGE EXCISE-I, SAMASTIPUR
(Arising out of Vibhutipur P.S. Case No.-285/20, Registered u/s 30(a) of Bihar Prohibition and
Excise Act & 272,273 of IPC & 25(1-b)a,26,35 of Arms Act.) In the matter of
482 of B.N.S.S

A.B.P – 933/2026

1. **Chandrakishor Rai**, S/o Lalbabu Rai
R/o Village-Kadhan Huseni ward no.06, P.S.-Kesariya, District-East Champaran

Ld. Advocate for the Petitioner -----Sri. Om Prakash Ld. Advocate

Versus

The State of Bihar.....**Opposite Party**

Ld. Advocate for the State -----Sri Devesh Kumar Ld. Spl. P.P.

Date	Order Sheet	Remarks
03.07.2026	1. The present Anticipatory Bail Application detailed above filed on behalf of accused Petitioner namely Chandrakishor Rai which was pressed today by the learned advocate. Apprehending his arrest in connection with Vibhutipur P.S. Case No. 285/20, Registered u/s 30(a) of Bihar Prohibition and Excise Act& 272,273 of IPC & 25(1-b)a,26,35 of Arms Act. A copy of which has already been served upon the State. 2. On previous date case diary and antecedent report were called for which has not been received in the Court. 3. Briefly, the prosecution story in brief is that Informant Arvind Kumar Singh ASI of PS Vibhutipur it is alleged that on 23.09.2020 at about 00:30 hrs. a secret information was received that a consignment of Illicit IMFL has to be delivered by liquor dealers from a Truck, so to verify this information he along with police team raided the said place at 02:00 hrs where two vehicles a Truck reg no.BR11A4128 and a bolero reg no. BR01PF7839 found suspects from alledged vehicle tried to escape before police. The police team caught three of them other unknown persons fled away and the said accused were identified as Sanjay Kumar Bharti, Deepak Kumar and Dinesh Kumar accuseds were arrested. On query they disclosed the names of other co-accused as 1.Video Rai, 2.Niranjan Kumar 3.Sunil Kumar and 4.Suraj Kumar there after aforesaid vehicles being searched from which a total of 4410 litres of Illicit IMFL liquor, mobile phones and one magazine, nine bullets were recovered which was seized by the police after preparing the seizure memo. As there was total prohibition in Bihar on consumption and use of liquor, the informant seized the recovered illicit liquor, prepared seizure memo, arrest memo then in-	

formant gave self-statement for lodging the FIR against these accused persons. 4. It has been submitted by Learned Advocate for the petitioner that no anticipatory or regular bail application on behalf of the petitioner filed or moved either in this Ld. Court or in the Hon'ble High Court except this one. Ld. Advocate has further stated that they are innocent and have been falsely implicated in this case and petitioner has no criminal antecedent. The petitioner is ready to abide by the conditions hence, they may be enlarged on bail. 5. The Ld. Spl. P.P for the State has vehemently opposed the prayer of bail and submitted that there is specific bar of Section 482 of B.N.S.S. vide Section 76 (2) of the Bihar Prohibition and Excise Act, therefore, the present petition is not maintainable being barred. 6. Heard, both sides, perused the case record. The Perusal of the record shows that Informant Arvind Kumar Singh ASI of PS Vibhutipur it is alleged that on 23.09.2020 at about 00:30 hrs. a secret information was received that a consignment of Illicit IMFL has to be delivered by liquor dealers from a Truck, so to verify this information he along with police team raided the said place at 02:00 hrs where two vehicles a Truck reg no.BR11A4128 and a bolero reg no. BR01PF7839 found suspects from alledged vehicle tried to escape before police. The police team caught three of them other unknown persons fled away and the said accused were identified as Sanjay Kumar Bharti, Deepak Kumar and Dinesh Kumar accuseds were arrested. On query they disclosed the names of other co-accused as 1.Video Rai, 2.Niranjn Kumar 3.Sunil Kumar and 4.Suraj Kumar there after aforesaid vehicles being searched from which a total of 4410 litres of Illicit IMFL liquor, mobile phones and one magazine, nine bullets were recovered which was seized by the police after preparing the seizure memo. As there was total prohibition in Bihar on consumption and use of liquor, the informant seized the recovered illicit liquor, prepared seizure memo. As there was total prohibition in Bihar on consumption and use of liquor, the informant seized the recovered illicit liquor, prepared seizure memo, arrest memo then informant gave self-statement for lodging the FIR against these accused persons for offence under Section 30(a) of Bihar Prohibition and Excise Act& 272,273 of IPC & 25(1-b)a,26,35 of Arms Act. 7. On the basis of the material on the record, a prima facie case is made out against the petitioner for offence under Section 30(a) of Bihar Prohibition and	
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	Excise Act & 272,273 of IPC & 25(1-b)a,26,35 of Arms Act so, keeping in view that the quantity of liquor recovered. Also the bar created under Section 76(2) of the said Act this Anticipatory Bail petition is not maintainable. In the result the Anticipatory Bail petition is hereby Rejected and the same it stands disposed of accordingly. Record be consigned as per rules. Dictated & Corrected Spl. Judge Excise Court-I, Samastipur 03.07.2026	
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