

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 23039 of 2017

Arising Out of PS.Case No. -121 Year- 2017 Thana -MAJORGANJ District- SITAMARHI

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Niraj Singh @ Niraj Kumar Singh Son of Mahesh Singh Resident of
Village- Majkodhwa, P.S. Majorganj, District- Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh

For the Opposite Party/s : Mr. Chaubey Jawahar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 13-07-2017 Heard Sri Pushpendra Kumar Singh, learned counsel
for the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in
Majorganj P.S. Case No. 121 of 2017 registered for offence under
Section 30 (A) of the Bihar Prohibition and Excise Act, 2016, has
prayed for grant of anticipatory bail, primarily on the ground that
petitioner has falsely been made accused only on the basis of
confessional statement of the co-accused, who was on a bullock
cart, from which huge quantity of *Napali* liquor has been
recovered.

Learned counsel for the petitioner submits that
nothing was recovered either from the conscious possession of the
petitioner or from the premises of the petitioner and petitioner is



having clean antecedent, which fact has been mentioned in paragraph – 3 of the petition.

Considering the fact that petitioner's name has come on statement of one of the co-accused as well as clean antecedent of the petitioner, in the event of arrest or surrender within a period of six weeks from today, let the petitioner namely Niraj Singh @ Niraj Kumar Singh be enlarged on bail on furnishing bail-bond of **Rs. 10,000/-** (ten thousand) with two sureties of the like amount each to the satisfaction of Sri A.K. Singh, learned Additional Chief Judicial Magistrate – I, Sitamarhi in connection with Majorganj P.S. Case No. 121 of 2017, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Rakesh Kumar, J.)

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