

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 28342 of 2017

Arising Out of PS.Case No. -151 Year- 2017 Thana -CHANDI District- NALANDA
(BIHARSHARIFF)

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Ramakant Prasad @ Ramakant Singh, son of Late Gandhari Singh, resident
of Village- Rukhai, P.S.- Chandi, District- Nalanda.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Amrendra Prasad

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 13-07-2017 Heard Sri Sanjeev Kumar, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in Chandi
P.S. Case No. 151 of 2017 registered for offence under Sections
420, 120(B) of the Indian Penal Code and Section 30(A), 38, 41 of
the Bihar Prohibition and Excise Act, 2016, has prayed for grant
of anticipatory bail.

By way of referring to F.I.R., learned counsel for the
petitioner submits that petitioner has been made accused on the
basis of statement made by one Ex-Chairman of the PACS that a
room of the PACS building was in occupation of the petitioner and
from that room, huge quantity of Indian make foreign liquor was
recovered. He submits that it is unbelievable that a PACS building



can be occupied by the petitioner. He submits that on a village rivalry, the petitioner has been made accused.

Considering the fact that nothing was recovered from own premises of the petitioner and his name has only come on the basis of disclosure made by Ex-PACS Chairman, there is no reason to refuse the prayer for anticipatory bail.

Accordingly, in the event of arrest or surrender within a period of six weeks from today, let the petitioner namely Ramakant Prasad @ Ramakant 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 learned Addl. District & Sessions Judge-cum-Special Excise Judge, Bihar Sharif, Nalanda in connection with Chandi P.S. Case No. 151 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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