

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.60184 of 2018**

Arising Out of PS. Case No.-57 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.  
District- Madhubani

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Alok Purvey @ Alok Raj Purvey, son of Sri Hari Narayan Purvey, resident of  
Near Mahila College Road, Ward No. 17, P.S.- Nagar Madhubani, District-  
Madhubani.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Ratanakar Jha, Adv.

For the Opposite Party/s : Mr. Atul Chandra, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR**  
**ORAL ORDER**

2     28-09-2018                      Heard Sri Ratnakar Jha, learned counsel for the  
  
petitioner and Sri Atul Chandra, learned Addl. Public  
  
Prosecutor.

The sole petitioner, apprehending his arrest in  
G.O. Case No. 57 of 2018 registered for the offence under  
Section 30(a) of the Bihar Prohibition and Excise Act, 2016,  
has prayed for grant of bail, in the event of his arrest or  
surrender.

At the very outset, learned counsel for the  
petitioner has drawn my attention to the statement made in  
paragraph-3 of the petition to show that the petitioner is  
having clean antecedent. It has further been argued that the



petitioner has falsely been implicated in the present case, as if, the petitioner had taken house of Shyam Nandan Thakur on rental basis and from said house, there was recovery of huge quantity of Indian Make Foreign Liquor. He submits that the house owner i.e. Shyam Nandan Thakur has already been granted bail by this Court vide Cr. Misc. No. 23667 of 2018. It has been reiterated that the petitioner was not at all tenant of Shyam Nandan Thakur and only after recovery of liquor, Shyam Nandan Thakur disclosed the name of the petitioner, as if, the petitioner was tenant.

Sri Atul Chandra, learned Addl. Public Prosecutor has vehemently opposed the prayer for anticipatory bail on the plea that in this case, huge quantity of Indian Make Foreign Liquor was shown to be recovered.

Be that as it may, considering the nature of accusation, clean antecedent as well as the fact that there was dispute regarding tenancy, in the event of his arrest or surrender within a period of six weeks from today, let the petitioner, namely, Alok Purvey @ Alok Raj Purvey 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 and Sessions Judge-  
2nd -cum-Special Judge, Excise Act, Madhubani in  
connection with G.O. Case No. 57 of 2018, subject to  
condition as laid down under Section 438(2) of the Code of  
Criminal Procedure.

**(Rakesh Kumar, J.)**

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