

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30865 of 2018

Arising Out of PS.Case No. -261 Year- 2017 Thana -MALSALAMI District- PATNA

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1. Dharamveer Kumar S/o Tunnu Gop @ Tuni Gop, R/o Mansurganj, Tyagi
Baba Ka Mandir, P.S.- Malsalami, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Mouar, Adv.

For the Opposite Party/s : Mr. Smt Renu Kumari, Adv.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 04-06-2018

Heard learned Counsel for the petitioners and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Malsalami Police Station Case No. 261 of 2017,
disclosing offences under Sections 272 and 273/34, of the Indian
Penal Code and 30(a) of the Bihar Excise Amendment Act,
2016.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has not committed any offence. In
fact, the alleged recovery of country-made Mahua liquor was
recovered from the bank of river Ganga, which is evident from
seizure list and the petitioner has no concern with the alleged
recovery. Nothing has been recovered from the conscious



possession of the petitioner. Hence, the petitioner deserves the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.D.J. – IX – cum – Special Judge, Excise, Patna, in connection with Malsalami Police Station Case No. 261 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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