

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.9283 of 2019**

Arising Out of PS. Case No.-67 Year-2018 Thana- SHEKHPURA District- Sheikhpura

1. SURAJI RAM, Gender Male, Aged 40 years, S/o Kesho Ram, Resident of village- Murarpur P.S.- Korma District- Sheikhpura
2. Shankar Ram (male), Aged 45 years S/O Kesho Ram ,Resident of Village- Murarpur P.S. Korma, District- Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Dr. Anjani Pd. Singh

For the Opposite Party/s : Mr.Ahtasham Ali Khan

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

3      21-02-2019                      Heard the learned counsel for the petitioners and  
learned counsel for the State.

The petitioners seek anticipatory bail in connection with Sheikhpura PS case no. 67 of 2018 registered for the offences punishable under Section 30(a) of Bihar Prohibition of Excise Act, 2016.

The allegation is regarding recovery of 15 liters of country made liquor from a lane situated near the community hall.

The learned counsel for the petitioners submits that the petitioners have been falsely implicated and the petitioners have a clean antecedent. It is further submitted that no recovery has been made from the conscious possession of the petitioners,



hence no offence is made out under the provisions of Bihar Prohibition & Excise Act, 2016.

Having regard to the facts and circumstances of the case, in the event of arrest or surrender within six weeks before the concerned court, the petitioners, above named, are directed to be released on anticipatory bail on furnishing bonds of Rs. 10,000/- (Rs. Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned 2<sup>nd</sup> Additional District & Sessions Judge, Sheikhpura in connection with Sheikhpura PS case no. 67 of 2018, subject to the conditions laid down under Section 438(2) of Code of Criminal Procedure.

**(Mohit Kumar Shah, J)**

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