

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.23882 of 2019**

Arising Out of PS. Case No.-151 Year-2018 Thana- HUSSAINGANJ District- Siwan

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Bittu Kumar Gupta @ Bittu Kumar, male, aged about 25 years, Son of Prabhu Gupta Resident of Village- Aranda, P.S.- M.H. Nagar, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ajay Kumar Tiwary  
For the Opposite Party/s : Mr.Amarendra Prasad

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**CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY**  
**ORAL ORDER**

2      15-04-2019                      Heard learned counsel for the petitioner and learned  
counsel for the State.

In this case, the petitioner is apprehending his arrest in connection with Hussainganj (M.H. Nagar) P.S. Case No. 151 of 2018 registered for offences under sections 272, 273, 420 and 34 of the Indian Penal Code and Section 30(a), 38 and 41 of the Bihar Prohibition Excise Act, 2016.

As per allegation, the police on receipt of secret information made a raid and recovered 15.800 liter and 8.640 liter illegal foreign liquor from the house of Baidyanath Chaudhary and Aman Kumar Chaudhary respectively.

Learned counsel for the petitioner submits that the petitioner has no connection with the liquor recovered from the aforesaid two persons. He also submits that the petitioner has no



criminal antecedent and his came on the disclosure of co-accused Baidyanath Chaudhary.

Looking to the entire facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from today, be released 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 Additional District and Sessions Judge, 2<sup>nd</sup> cum Special Judge (Excise), Siwan in connection with Hussainganj (M.H. Nagar) P.S. Case No. 151 of 2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. as also subject to condition that whenever the police will call the petitioner for investigation/interrogation, he will remain present and if he would not present himself, the privilege of grant of anticipatory bail shall be deemed to have been canceled.

**(Shivaji Pandey, J)**

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