

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39592 of 2019

Arising Out of PS. Case No.-41 Year-2019 Thana- UJIYARPUR District- Samastipur

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RANVEER @ DHADHAN @ RANVEER KUMAR CHAURASIA Son of
Janak Churasiya @ Vijay @ Shankar Chaurasia Resident of Shankar Chauk
P.S.-Ujiarpur, District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukesh Kumar No1

For the Opposite Party/s : Mr.Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 27-06-2019

Heard learned counsel for the parties.

The petitioner apprehends his arrest in connection with Ujiarpur P.S.Case No. 41 of 2019 registered under Sections 30(a) and 38 of the Bihar Prohibition and Excise Act, 2016.

Allegation, as per the FIR, is that the police, upon getting secret information, raided the premises of one Shravan Kumar at village Bajidpur and seized in total 165.54 litres illicit foreign liquor. It is alleged that Shravan Kumar informed the police that he brings liquor from the petitioner and other persons.

Submission of learned counsel for the petitioner is that petitioner's name has occurred on the basis of statement of co-accused Shravan Kumar from whose possession illegal liquor was recovered and no recovery has been made from the conscious



possession of the petitioner and he has got no criminal antecedent.

After having heard learned counsel for the petitioner and learned counsel for the State and from perusal of the materials available on record, it appears that police recovered the liquor in question from the house of Shravan Kumar and not from the premises or conscious possession of the petitioner and his name surfaced on the basis of statement of co-accused Shravan Kumar. Upon perusal of FIR, no *prima facie* case is made out against him as such I am inclined to grant privilege of anticipatory bail to him.

Accordingly, let the petitioner, abovenamed, in the event of arrest or surrender before the court below within a period of four weeks from the date of receipt of a copy of this order, be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-cum-Special Judge, Excise, Samastipur in connection with Ujiarpur P.S. Case No. 41 of 2019; subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

sujit/-

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