

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61163 of 2019

Arising Out of PS. Case No.-275 Year-2019 Thana- DHANARUA District- Patna

Naveen Kumar, Son of Sidheshwar Prasad Resident of Village - Nadpura,
P.S.- Dhanrua, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Nandan Pandit

For the Opposite Party/s : Mr.Rita Verma

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 15-10-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

Petitioner apprehends his arrest in connection with
Dhanrua P.S. Case No.275 of 2019, for the offence punishable
under Section 30(a) of Bihar Prohibition and Excise Act.

The allegation against the petitioner as per the First
Information Report is that police raided the premises in which
mobile tower was erected and found illicit liquor of about 32.79
litres from a room situated near the mobile tower erected on the
land of one Viveshwar Sharma.

Mr. Bachhhanlji Ojha, learned counsel appearing for
the petitioner submits that petitioner has falsely been implicated
in this case merely on the basis of secret information, allegedly
received by the police. Learned counsel further submits that
one Binay Singh was posted as a guard in the premises where



the tower was standing and was arrested by the police and the petitioner is a technician under whom six towers are there including the tower from where the illicit liquor has been recovered. Learned counsel further submits that petitioner has got no criminal antecedent.

Having regard to the submissions made by the parties and taking into consideration the fact that no illicit liquor has been recovered from the conscious possession or the premises owned or guarded by the petitioner, I am inclined to grant anticipatory bail to the petitioner.

Accordingly, the petitioner, above named, is directed to surrender before the learned Court below within a period of four weeks from today and in the event of surrender by him, he shall be released on anticipatory bail by the Court below upon furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Spl. Judge, Excise Act, Patna, subject to the condition as mentioned under Section 438 (2) of Cr.P.C.

(Anil Kumar Sinha, J)

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