

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63458 of 2019**

Arising Out of PS. Case No.-362 Year-2019 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Sachin Kumar @ Sachin Singh Son of Late Digvijay Singh, Resident of
Village - Matihani, P.S.- Matihani, Distt.- Begusarai.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam, Advocate
For the Opposite Party/s : Mr.Tapeshwar Sharma, APP

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**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

3 20-11-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner in the present case is seeking anticipatory
bail in connection with Muffasil P.S. Case No. 362 of 2019
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case and has not committed any offence. Learned
counsel further submits that the petitioner has no concerned
with the co-accused and no illicit liquour has been recovered
from the conscious possession of the petitioner.

Learned A.P.P. for the State has opposed the prayer for



anticipatory bail.

Considering the facts and circumstances of this case, where the illicit liquor has been recovered from the possession of the co-accused and not from this petitioner and further that the petitioner has no case of similar nature on his head, though there are two cases said to be pending against him, in the event of his arrest or surrender within a period of four weeks from today, let the petitioner abovenamed be enlarged on bail on furnishing bail bonds of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge II, Begusarai cum Special Judge, Bihar Prohibition and Excise Act, 2016, Begusarai in connection with Muffasil P.S. Case No. 362 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police



officer;

(iii) a condition that the person shall not leave India
without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

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