

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20076 of 2021

Arising Out of PS. Case No.-751 Year-2020 Thana- ALAMGANJ District- Patna

RASHID ALAM SON OF MD. PERVAZ ALAM R/O DARGAH ROAD,
NEEMTAL CHOWK, MAHENDRU, P.S.- SULTANGANJ, DISTRICT-
PATNA

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiv Ranjan Singh

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 20-12-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects, as pointed out by
the office, when called upon to do so by the office.

The petitioner is apprehending his arrest in
connection with Alamganj P.S. Case No. 751 of 2020 for the
offence registered under Sections 30(a) and 37(c) of the Bihar
Excise Act.

The prosecution case in nutshell is that four
polythene pouch each containing 200 ml mahua wine (total 800
ml) and one bike were recovered from the accused persons who
was apprehended on the spot.



Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case. It is further submitted that neither any incriminating wine was recovered from the conscious and constructive possession of the petitioner nor he was apprehended on the spot. It is further submitted that the petitioner has no criminal antecedent.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest/surrender before the court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Special Court, Excise, Patna in connection with Alamganj P.S. Case No. 751 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Sunil Kumar Panwar, J)

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