

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28408 of 2020

Arising Out of PS. Case No.-133 Year-2020 Thana- SHERGHATI District- Gaya

Naseem Khan @ Kallu Khan, (Male) Son of Narsu Khan Resident of Village-
Karmauti, P.S.- Dobhi, District- Gaya.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Sudhir Kumar Sinha, Advocate
For the Opposite Party : Mr.Parmeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 18-01-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

The petitioner is apprehending arrest in connection
with Sherghati (Dobhi) P.S. Case No.133 of 2020 for offences
under Section 30(d) of the Bihar Prohibition and Excise Act,
2016.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent. Learned counsel further
submits that in the instant case, from pick-up van, total 2400
Kg. *Mahua* flower was seized. It is alleged that *Mahua* flower
was used for manufacturing *Desi* liquor.

Learned counsel appearing on behalf of the petitioner
submits that *Mahua* flower was neither seized from conscious
possession of the petitioner nor from the house of the petitioner



nor the pick-up van belongs to the petitioner.

Under the aforesaid circumstances, the Court is inclined to grant the privilege of anticipatory bail to the petitioner subject to the condition that the petitioner has to deposit Rs.50,000/- in cash. On depositing the amount of Rs.50,000/-, petitioner, above-named, in the event of arrest or surrender within one month from today, shall be released on bail on furnishing bail bond of Rs. 50,000/- (Rupees fifty thousand) each with two sureties of the like amount each to the satisfaction of the Special Judge Excise, Gaya in connection with Sherghati (Dobhi) P.S. Case No.133 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Deposit of Rs.50,000/- (Rupees fifty thousand) shall abide by final outcome of Sherghati (Dobhi) P.S. Case No.133 of 2020.

(Anil Kumar Upadhyay, J)

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