

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12690 of 2022

Arising Out of PS. Case No.-378 Year-2021 Thana- DALSINGHSARAI District- Samastipur

PANKAJ KUMAR DIWAKAR @ PANKAJ MAHTO Son of Late Surendra
Mahto Resident of Village - Loknathpur Ganj, Ward No. 12 (wrongly
mentioned as Ward No. 2), P.S. - Dalsinghsarai, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Narain Sinha

For the Opposite Party/s : Mrs.Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 08-07-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 30 (a) of the Bihar
Prohibition & Excise Act.

As per the prosecution case, 78.750 liters of foreign
liquor has been recovered from a bush in front of house of
Rishikesh Kumar, who disclosed the name of petitioner as one
of his associates.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. No incriminating article has been recovered from the
conscious possession of the petitioner and he is no way
concerned with the alleged recovery. Petitioner has got clean



antecedent.

Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case, nature of accusation and clean antecedent of the petitioner, let the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Special Excise Court-I, Samastipur in connection with Dalsinghsarai PS case No. 378/2021, subject to conditions laid down u/s 438(2) of the Cr.P.C.

(Prabhat Kumar Singh, J)

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