

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29829 of 2021

Arising Out of PS. Case No.-40 Year-2020 Thana- MANIYARI District- Muzaffarpur

1. DILIP KUMAR Son of Shiv Kumar Paswan R/O Village Sonbarsa, P.S. Maniyari, District - Muzaffarpur.
2. Raja Kumar Son of Shiv Kumar Paswan R/O Village Sonbarsa, P.S. Maniyari, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan

For the Opposite Party/s : Mr. Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 29-07-2022 At the outset, learned counsel for the petitioners submits that he seeks permission to withdraw this anticipatory bail petition, so far as petitioner no. 1 (Dilip Kumar) is concerned.

Accordingly, in respect of petitioner no. 1, this anticipatory bail petition is dismissed as withdrawn.

Heard.

The petitioner no. 2 apprehends his arrest in a case registered for the offence under Sections 272, 273, 290, 34 of the I.P.C. and Sections 30(a), 34, 36, 38, 41, 56(d), 66(E) of Bihar Prohibition and Excise Act.

As per F.I.R., from the *Baithaka* of petitioner no. 1, total 189 liters of illicit foreign liquor has been recovered.



It is submitted that no incriminating article has been recovered from the conscious possession of petitioner no. 2 and he has got clean antecedent.

Considering the nature of allegation and clean antecedent of petitioner no. 2, let the above named petitioner no. 2, in the event of his arrest or surrender within a period of six weeks from the date of receipt / production of copy of this order, 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 learned Special Judge, Excise, Muzaffarpur in connection with Maniyari P.S. Case No. 40 of 2020, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

The application is, accordingly, disposed of.

(Prabhat Kumar Singh, J)

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