

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27727 of 2022

Arising Out of PS. Case No.-58 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.
District- Begusarai

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BAMBAM KUMAR Son of Late Suraj Mahton Resident of Village - Station
Road , Ward No.30, P.s.- Town, Distt.- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rahul, Advocate

For the Opposite Party/s : Mr. Bishweshwar Ram. APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 11-08-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Excise Act.

Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and allegation is of
recovery of 219 litre of liquor from the petitioner's house.

Learned counsel for the petitioner submits that the
petitioner was not apprehended from the spot as such nothing
was recovered from his conscious possession, it is next
submitted that police in a mechanical manner, implicating
innocent people without even verifying whether the house is a
joint family property or not, it is next submitted that the alleged



house from where the alleged recovery was made is a joint family property as such it cannot be alleged that it was the petitioner who kept the liquor, it is next submitted that petitioner came to be implicated by the police based on disclosure made by local people but the FIR does not record the name of any local people who disclose the name of the petitioner.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 2,000/- (Rupees Two Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Excise P.S. Case No. 58 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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