

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27559 of 2022

Arising Out of PS. Case No.-96 Year-2022 Thana- GHOSI District- Jehanabad

PARHALAD THATHERA @ PATHA @ PARHALAD KUMAR Son of
Saryug Thathera Resident of Village - Modanganj, P.s.- Ghosi (Okri O.P.),
Distt.- Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kunwar Digvijay Singh

For the Opposite Party/s : Mr.Arun Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-09-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Ghosi (Okri O.P.) P.S. Case no. 96 of 2022 instituted for
the offence under Section 30(a) of the Bihar Prohibition and
Excise Act.

Prosecution case relates to recovery of 7 litres IMFL
from behind the house of petitioner.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has falsely been implicated in this case due to high
handedness. He has got no criminal antecedent. Petitioner has
no concern with the alleged recovery. The name of the petitioner



has not been disclosed by any independent witness. Neither the petitioner was arrested nor any incriminating article has been recovered from his possession.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Ghosi (Okri O.P.) P.S. Case no. 96 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.1, Jehanabad subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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