

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30952 of 2022

Arising Out of PS. Case No.-556 Year-2021 Thana- MALSALAMI District- Patna

1. Pappu Das S/O Late Rajeshwar Das R/O Bundel Toli, P.S.- Malsalami, District- Patna.
2. Punpun Das S/o Late Hearsa Das R/o Bundel Toli, P.S.- Malsalami, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satish Kumar

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-11-2022 Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners are apprehending their arrest in

a case registered for the offences punishable under

Sections 30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 145 litres of illicit country

made liquor and a Scooty was recovered from the bank

of Bundel Toil Ghat.

Learned counsel for the petitioners seeks

permission to withdraw the petition with regard to

petitioner No. 2 namely Punpun Das since he has been



arrested.

Permission is accorded.

Accordingly, the petition with regard to petitioner No. 2 is permitted to be withdrawn.

It is submitted by learned counsel for the petitioner No. 1 that he was not apprehended from the spot. Nothing has been recovered from the conscious possession of the petitioner. The petitioner No. 1 has no concern either with the seized Scooty or the illicit liquor. A statement has been made in para 3 of the petition that petitioner No. 1 has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner No. 1, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Patna in connection with Malsalami P.S. Case No.



556 of 2021 (Special Case No. 7792 of 2021), subject
to the conditions as laid down under Section 438(2) of
the Cr.P.C.

(Sunil Kumar Panwar, J)

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