

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36281 of 2022**

Arising Out of PS. Case No.-223 Year-2021 Thana- MAHNAR District- Vaishali

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MUKESH KUMAR SINGH @ MUKESH SINGH SON OF  
RAGHUWANSH PRASAD SINGH R/O VILLAGE- KALAPAHAR, P.S.-  
JANDAHA, DISTRICT- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Anuj Kumar, Advocate

For the Opposite Party/s : Ms.Pronoti Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      23-08-2022                      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 178 liters of liquor from *bathan* of Deepak Kumar  
and Prashant Kumar.

Learned counsel for the petitioner submits that the  
petitioner was not apprehended from the spot as such nothing  
was recovered from his conscious possession, even the alleged  
place of recovery does not belong to the petitioner and he came



to be implicated in the confessional statement of apprehended accused which has no evidentiary value in the eyes of law.

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 Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 2,000/- (Rupees Two Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Mahnar P.S. Case No. 223 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

**(Satyavrat Verma, J)**

Rishi/-

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