

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51173 of 2021**

Arising Out of PS. Case No.-11 Year-2021 Thana- GAIGHAT District- Muzaffarpur

PAWAN KUMAR SAH @ PAWAN SAH Son of Dev Narayan Sah Resident
of Village - Hanuman Nagar, P.S. - Gaighat (Benibad O.P.), Dist. -
Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Satyadeo Singh Yadav, APP

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 05-04-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 272, 273
and 414/34 of the IPC and Section 30(a) of the Bihar
Prohibition and Excise Act.

It is a case of recovery of about 248.400 liters of
foreign liquor from the motorcycle.

It is submitted by learned counsel for the petitioner
that the petitioner has falsely been implicated in this case. He
further submits that there is no recovery from the conscious or
constructive possession of the petitioner and the name of the
petitioner has transpired in the confessional statement of



apprehended co-accused Lakhinder Kumar and the petitioner has got clean antecedent.

Learned APP appearing for the State has opposed the prayer for anticipatory bail.

In the facts and circumstances of the case, let the petitioner, 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 thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise Act, Muzaffarpur in connection with Gaighat P.S. Case No. 11 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

Brajesh Kumar/-

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