

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54566 of 2021

Arising Out of PS. Case No.-60 Year-2021 Thana- AHIYAPUR District- Muzaffarpur

1. Pappu Ray, Male, aged about 35 years.
2. Chhotu Rai @ Niraj Kumar, Male aged about 32 years
Both are Son of Late Shankar Ray, Resident of Village- Nehalpur, P.S.-
Minapur, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Advocate

For the Opposite Party/s : Ms. Veena Kumari Jaiswal, APP

**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

2 22-02-2022 Heard the parties.

The petitioners seek bail in anticipation of their arrest in connection with Ahiyapur P.S. Case No. 60 of 2021 instituted for the offences punishable under Sections 272,273,420,467,468,471/34 of the Indian Penal Code and Section 30(a)/36/41 of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioners submits that the name of the petitioners have been mentioned by the accused who was arrested at the site. The accused has made all several persons as accomplice, neither the motorcycle belongs to the petitioners nor the place where the liquor was recovered belongs



to them.

Having considered the submissions and taking into consideration the aforesaid aspects, exfacie case under Section 30(a) of the Act is not made out against the petitioners, I am inclined to allow the petitioners on bail, in the event of arrest they shall be released on anticipatory bail, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sanjeev Prakash Sharma, J)

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