

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54744 of 2021

Arising Out of PS. Case No.-54 Year-2021 Thana- DAGARUA District- Purnia

AKBAR ALI SON OF MD. NASIR @ NASIR RESIDENT OF WARD NO. 3, NAYA TOLA, KHOKHA, P.S. SRI NAGAR (K. NAGAR), DISTRICT- PURNEA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Md Fazle Karim, Adv.
For the Opposite Party/s : Ms. Rita Verma, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 08-04-2022 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends his arrest in connection with Dagarua P.S. Case No. 54 of 2021 registered under Sections 272 and 273 of the Indian Penal Code and 30(a) of Bihar Prohibition and Excise Act, 2016.

Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and has falsely been implicated in the present case. Further submission is that petitioner is not named in the first information report. The alleged motorcycle from which the illicit liquor has been recovered, was already sold by the petitioner to one Md. Ismile, as contained in Annexure-2 to the bail petition. Further he

submits the the accused person who was arrested on spot has not said anything regarding the involvement of the petitioner in the alleged occurrence. Petitioner is a man of clean antecedent.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of the Special Judge, Excise, Purnea in connection with Dagarua P.S. Case No. 54 of 2021, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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