

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59127 of 2022

Arising Out of PS. Case No.-330 Year-2022 Thana- BIDUPUR District- Vaishali

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KUNDAN RAI @ KUNDAN KUMAR S/O Degan Ray R/V- Daudnagar,
P.S- Bidupur, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rina Sinha, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 10-11-2022 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 has antecedent of two cases and allegation is of recovery of 100 litres of liquor from a place in front of Kangali Rai's house.

Learned counsel for the petitioner submits that the petitioner was not apprehended from the spot as such nothing was recovered from his conscious possession, it is next submitted that even the alleged recovery is from a place which does not belong to the petitioner and he came to be implicated at



the instance of chawkidar with whom he is on an inimical term,
on account of his antecedent.

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 trial court
within a period of six weeks from today, be released on
anticipatory bail on furnishing bail bonds of Rs. 20,000/-
(Rupees Twenty Thousand) with two sureties of the like amount
to the satisfaction of the learned trial court where the case is
pending/successor court in connection with Bidupur P.S. Case
No. 330 of 2022 subject to the conditions as laid down under
Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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