

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65639 of 2022

Arising Out of PS. Case No.-222 Year-2022 Thana- ARA NAGAR District- Bhojpur

Manoj Bind @ Manoj Bin S/O Krishna Bind R/O Ujiyar Tola, P.S.- Ara
Nagar, Distt- Bhojpur At Ara.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh, Advocate

For the Opposite Party/s : Mr. Nityanand, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-12-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Ara Nagar P.S. Case no. 222 of 2022 instituted for the
offence under Section 30(a) of the Bihar Prohibition and Excise
Act.

Prosecution case relates to recovery of country made
liquor of total 50 liters from two different vehicles.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. It is further submitted that he has no criminal
antecedent and has been falsely implicated in the present case. It
is also submitted that he has no concern either with the alleged
recovery of liquor or with the vehicles in question. The name of



the petitioner has been disclosed in this case by the apprehended co-accused namely, Tinku Kumar which has got no evidentiary value in the eye of law. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Ara Nagar P.S. Case no. 222 of 2022 he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned court of the Exclusive Special Excise Court 1st, Bhojpur at Ara subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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