

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20224 of 2020

Arising Out of PS. Case No.-24 Year-2020 Thana- AANDAR District- Siwan

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SAMSUDIDIN ANSARI @ SAMSUDDIN MIAN Son of Jamdar Mian
Resident of Village - Banthu Salona, P.S.- Andar, Distt - Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH
ORAL ORDER

10 20-02-2023 Learned counsel for the petitioner is permitted to

remove the defect(s), as pointed out by the office, if any, within

a period of three weeks from today.

Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in connection

with Andar P. S. Case No. 24 of 2020 registered for the offences

punishable under Section 30 (a) of the Bihar Prohibition and

Excise Act.

As per the prosecution case, total 27.54 litres of illicit

foreign liquor was recovered from the brick stock situated

besides the house of the petitioner.

Learned counsel for the petitioner has submitted that

the petitioner has falsely been implicated in this case. Nothing

has been recovered from the conscious possession of the

petitioner. The petitioner was not present at the place of



occurrence. The petitioner has neither any concerned with the said brick stock nor with the alleged recovery. The alleged recovered was made from an open place which is accessible to anyone. Learned counsel further submitted that no case is made out against the petitioner. The petitioner has no criminal antecedent as stated in para 3 of the bail petition.

Learned A.P.P. for the State has vehemently opposed the prayer of anticipatory bail petition of the petitioner.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned Court concerned, Siwan in connection with Andar P. S. Case No. 24 of 2020, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure.

The application stands allowed.

(Chandra Prakash Singh, J)

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