

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26048 of 2023

Arising Out of PS. Case No.-233 Year-2022 Thana- SONEPUR District- Saran

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AMIT KUMAR @ AMIT RAI @ AMIT RAY Son of Bijendra Ray Resident
of village-Chitrasenpur, P.S.-Sonepur, District-Saran at Chapra (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kumar, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-05-2023 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 one case and allegation is of recovery of 110 litres liquor from land of Ram Ayodhya Ray.

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 the land does not belong to the petitioner and he came to be implicated by the local people but then the FIR does not disclose the name of the local people which creates doubt



with regard to the veracity of the allegations as alleged in the
FIR.

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 Court below
within a period of six weeks from today, be released on
anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees
Five Thousand) with two sureties of the like amount each to the
satisfaction of the learned court below where the case is
pending/successor court in connection with Sonapur P.S. Case
No. 233 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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