

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27573 of 2023

Arising Out of PS. Case No.-204 Year-2023 Thana- MOTIHARI TOWN District- East
Champaran

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DILEEP KUMAR SINGH Son of Harendra Singh Proprieter of Jagdamba
Hardware Store Kundwa Chainpur, R/V- Kundwa Chainpur, PS- Kundwa
Chainpur, Dist- East Champaran Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Ahmad Ali, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 17-05-2023 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 Sections 30(a),
30(c), 30(f), 33, 34(b) and 41(i) of the Bihar Excise Act.

Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and allegation is of
recovery of 1200 liters of spirit from godown of Maa Annapurna
Transport Agency.

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 also
submitted petitioner has no concern with the godown in
question from where the alleged recovery was made rather



petitioner is a businessman and has no concern with the godown or the liquor. It is also submitted that since, petitioner is a businessman as such, he has been implicated falsely for ulterior reasons when admittedly he is a person with clean antecedent and no prudent businessman would bring disrepute to his business by getting involved in such occurrence.

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. 1,000/- (Rupees One 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 Motihari Nagar P.S. Case No. 204 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

Adnan/-

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