

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31458 of 2023

Arising Out of PS. Case No.-24 Year-2023 Thana- MADANPUR District- Aurangabad

1. RANJEET SINGH @ RAMJEET SINGH BHOKTA @RAMJEET SINGH BHOGTA SON OF LATE CHANARIK SINGH BHOGTA R/O VILLAGE- RAMABANDH UMGA, P.S.- MADANPUR, DISTRICT- AURANGABAD (BIHAR)
2. BOS KUMAR @ SUDAMA KUMAR SON OF SATYANARAYAN SINGH BHOKTA R/O VILLAGE- RAMABANDH UMGA, P.S.- MADANPUR, DISTRICT- AURANGABAD (BIHAR)
3. SANDEEP SINGH BHOKTA @ SAHDEEP SINGH @ SAHDEEP SINGH BHOKTA SON OF CHANDRIKA SINGH BHOKTA R/O VILLAGE- TARI, P.S.- MADANPUR, DISTRICT- AURANGABAD (BIHAR)

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Leelawati Kumari, Advocate
For the Opposite Party/s : Mr. Bishweshwar Ram, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-05-2023 Heard learned counsel for the petitioners and
learned A.P.P. for the State.

The petitioners apprehend their arrest in a case registered for the offences punishable under Section 30(a), (c) and (d) of the Bihar Excise Act.

Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and allegation is of recovery of 5000 liters of bloated Mahua along with 110 liters of liquor recovered from a place near a



river.

Learned counsel for the petitioners submits that the petitioners were not apprehended from the spot as such nothing was recovered from their conscious possession, even alleged recovery is from a place which is accessible to public at large and does not belong to the petitioners, it is further submitted petitioners came to be implicated by the villagers but then the FIR does not record the names of the villagers who disclosed the name of the petitioners which further creates doubt with regard with the veracity of the allegations as alleged in the FIR, when admittedly petitioners are persons with clean antecedent.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their 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) each with two sureties of the like amount each to the satisfaction of the learned trial court



where the case is pending/successor court in connection with Madanpur P.S. Case No. 24 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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