

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32352 of 2023

Arising Out of PS. Case No.-270 Year-2023 Thana- KHAJANCHI HAT District- Purnia

SATYENDRA KUMAR @ SATYENDRA PRAN SON OF SANJAY
KUMAR SINGH @ SANJAY SIGNH RESIDENT OF VILLAGE
AMBEDKAR NAGAR WARD NO.11, PS- K.HAT (MARANGA)
DISTRICT- PURNEA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 24-05-2023 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 272, 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that petitioner is a person with clean antecedent.

Allegation is of recovery of 739.650 litres of liquor out of which 45 litres of liquor was recovered from a car and rest was recovered from a maize field and Rahul Kumar was arrested at the spot.

Learned counsel for the petitioner submits that petitioner was not arrested from the spot, as such, nothing was



recovered from his conscious possession. It is further submitted that petitioner is neither the owner of the car nor the maize field. It is next submitted that name of the petitioner transpired based on the confessional statement of Rahul Kumar in police custody which does not have any evidentiary value in the eye of law when petitioner is a person with clean antecedent.

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.1,000/- (Rupees One 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 K. Hat (Maranga) P.S. Case No. 270 of 2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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