

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.46235 of 2023**

Arising Out of PS. Case No.-39 Year-2023 Thana- MATIHANI District- Begusarai

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BABU SAHEB @ BABU SAHEB SINGH Son of Late Ram Bharosa Singh  
Resident of village - Ramdiri (Nakti), P.S.- Matihani, District - Begusarai.  
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sarbottam Kumar Sarkar, Advocate  
For the Opposite Party/s : Mr. Nagendra Prasad, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      24-07-2023                      1. Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case  
registered for the offences punishable under Sections 30(a),  
32(3) and 41 of the Bihar Prohibition and Excise Act, 2018.

3. Learned counsel for the petitioner submits that  
petitioner has antecedent of seven cases.

4. Allegation is of recovery of 4082.00 litres of liquor  
from a container.

5. Learned counsel for the petitioner submits that  
petitioner was not arrested from the spot, as such, nothing was  
recovered from his conscious possession and he came to be  
implicated based on secret information. It is further submitted  
that it appears that the police in order to save the real culprits  
falsely implicated the petitioner based on secret information



because of his antecedent when he is not the owner of the container.

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

7. 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.30,000/- (Rupees Thirty 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 Matihani P.S. Case No. 39 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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