

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49027 of 2023

Arising Out of PS. Case No.-130 Year-2023 Thana- DIGHWARA District- Saran

Nagendra Singh, Male, aged about 50 years, Son of Chakar Singh @ Sudarshan Singh, Resident of Village- Chakanur, P.S. Dighwara, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Md. Anbzarul Haque Sahara, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 06-09-2023 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner apprehends arrest in connection with Dighwara P.S. Case No. 130 of 2023 dated 16.11.2023 instituted for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, 34.05 litres of foreign liquor and 60 litres of country made liquor were recovered from the house of the petitioner.

4. Learned counsel for the petitioner submits that recovery is from the abandoned house of the petitioner where the petitioner or his family members are not residing. He further submits that petitioner was not apprehended on the spot



and nothing has been recovered from his conscious possession.
Petitioner has no concerned with the seized liquor and he has
no criminal antecedent.

5. Learned APP opposed the prayer for anticipatory
bail.

6. Considering the facts and circumstances of the
case and submissions of learned counsel for the parties, in the
event of arrest or surrender before the Court below within six
weeks from today, the petitioner above named be released on
bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand)
with two sureties of the like amount each to the satisfaction of
the learned Additional District Judge-II-cum-Special Judge,
Excise, Saran at Chapra in connection with Dighwara P.S. Case
No. 130 of 2023, subject to the conditions laid down in Section
438 (2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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