

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54962 of 2023

Arising Out of PS. Case No.-196 Year-2023 Thana- KARJA District- Muzaffarpur

PRABHAT SHUKLA @ PRABHAT RANJAN S/O- AWADHESH SHUKLA
R/O- VILLAGE- BORBARA, P.S.- KARJA, DIST- MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR, PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Birendra Kumar, Adv.

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-08-2023 Heard Mr. Birendra Kumar, learned counsel for the
petitioner and Mr. Rana Randhir Singh, learned Additional
Public Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with
Karja PS Case No. 196/2023 dated 13.06.2023 registered for the
offence punishable under Sections 30(a) of Bihar Prohibition &
Excise Act 2016 & 2018.

3. The police recovered 9.5 litres of beer/illicit liquor
from behind the house of petitioner.

4. Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case on the basis of
statement made by the co-villagers. Learned counsel further
submits that no illicit liquor has been recovered from the
conscious possession of the petitioner nor from the premises



belonging to the petitioner inasmuch as from the perusal of the FIR, it would be evident that said illicit liquor/beer has been recovered from behind the house of the petitioner which is an open place accessible to all and sundry.

5. Having regards to the submissions made by the parties and taking into consideration the material on record and the fact that no illicit liquor has been recovered from the conscious possession of the petitioner and his name has been disclosed by the co-villagers of the petitioner, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, let the petitioner, ***PRABHAT SHUKLA @ PRABHAT RANJAN*** be released on anticipatory bail in the event of arrest or surrender within six weeks from today on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, Excise Court-II, Muzaffarpur in connection with Karja PS Case No. 196 of 2023, subject to the condition as laid down under Section 438(2) of the CrPC.

(Anil Kumar Sinha, J)

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