

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61979 of 2023

Arising Out of PS. Case No.-265 Year-2023 Thana- GAUTAMBUDHNAGAR District-
Siwan

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Rudal Bind @ Rudal Ravat Son of Bhagwan Bind @ Bhuwar Bind R/o vill -
Gaur Kathak, P.s. - G.B. Nagar, Distt. - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Shekhar, Advocate
For the Opposite Party/s : Mr. Asha Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 16-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with G.B. Nagar P.S. Case No. 265 of 2023 instituted under
Sections 30(a)/34/30(D)/36 of the Bihar Prohibition and Excise
Act, 2016.

3. As per the prosecution case, total 60 litres of liquor
has been recovered near the plinth house of Bholu Ansari.

4. Learned counsel for the petitioner submits that
petitioner is innocent. He has falsely been implicated in this
case. Petitioner has neither been arrested from the place of
occurrence nor any recovery has been made from his
possession. The alleged recovery is from the field. Petitioner has



no concern with the seized liquor. Only on the instance of local *Chaukidar*, petitioner has been implicated in this case due to village politics and land dispute. Petitioner has one criminal antecedent in which he is on bail.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submission of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner 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 Exclusive Special Excise Court No.1, Siwan in connection with G.B. Nagar P.S. Case No. 265 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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