

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.65564 of 2023**

Arising Out of PS. Case No.-20 Year-2023 Thana- MOHAMMADPUR District- Gopalganj

Rameshwar Singh Son Of Radheshyam Singh R/O Vill - Bhagwanpur, P.S. -  
Campierganj, Distt. - Gorakhpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Pankaj Kumar Dubey, Advocate

For the Opposite Party/s : Mr. Asha Devi, APP

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA**  
**ORAL ORDER**

2      07-11-2023                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with  
Mohammadpur P.S. Case No. 20 of 2023 dated 17.01.2023  
instituted for the offence punishable under Sections 30(a), 48  
and 41 of the Bihar Prohibition and Excise (Amendment) Act  
2018.

3. The allegation is recovery of 703.2 litres foreign  
liquor from the pick-up vehicle bearing no. UP56AT3078. It is  
alleged that after purchasing the said liquor from the petitioner,  
the apprehended persons were going to deliver to one Yogendra  
Dutt.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and he has been falsely implicated in this



case. It is further submitted that the petitioner has been made accused in this case only on the basis of confessional statement of apprehended persons. Learned counsel for the petitioner submits that neither the petitioner has been apprehended from the spot nor any incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner submits that the said pick-up belongs to co-accused Pradeep Chauhan, who was also the driver of the said vehicle. Learned counsel for the petitioner submits that petitioner has no concern with the seized liquor. Lastly, it has been submitted that petitioner has no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for anticipatory bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Mohammadpur P.S. Case No. 20 of 2023, he will be released on anticipatory 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 Addl. District & Session Judge II cum Special Judge Excise Court No. 1, Gopalganj, subject to condition as laid



down under Section 438(2) of the Cr.P.C.

**(Khatim Reza, J)**

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