

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68101 of 2023**

Arising Out of PS. Case No.-565 Year-2022 Thana- KATIHAR NAGAR District- Katihar

MD. AFSAR @ MD. AFSAR ALAM S/O MD. AJMAL R/O VILLAGE-
SHARIFGANJ, P.S- TOWN, DISTT.- KATIHAR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Musowir, Advocate

For the Opposite Party/s : Mr.Kanhaiya Kishore, APP

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER**

2 01-11-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

2. Petitioner apprehends arrest in connection with
Nagar P.S. Case No. 565 of 2022 registered for the offences
under Section 30(a) Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
instant case. Further submission is that from perusal of the
seizure list, it appears that the alleged recovery of illicit liquor
has been made from a malgodam situated near Manihari Station.
Nothing has been recovered from the conscious possession of
the petitioner.

4. Considering the facts and circumstances of the case
and the submissions advanced on behalf of the parties, the



petitioner, above named is directed to be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise Court No. 2, Katihar in connection with Nagar P.S. Case No. 565 of 2022 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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