

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77935 of 2023

Arising Out of PS. Case No.-377 Year-2023 Thana- BIHTA District- Patna

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Md. Anwarul Haque Son Of Late Md. Nayeemul Haque Resident Of Village-
Wajidpur Bahapur, Ps- Maner, Distt.- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jawed Gaffar Khan

For the Opposite Party/s : Mr. Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 08-12-2023 Heard learned learned counsel for the petitioner and

learned APP for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise Act..

3. It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner rather 270 litres
of country made liquor is said to have been recovered from a
vehicle. Petitioner has no concern either with the seized liquor
or the place of recovery or any trade of liquor. The allegation
levelled against the petitioner is not specific rather general and
omnibus in nature. Petitioner has three antecedents of similar
nature in which he is on bail.

4. Petitioner is agreed to deposit a sum of Rs. 10,000/-
(Rupees Ten Thousand) in the account of Mahavir Cancer



Sansthan, bearing Account No. 3332964762, Central Bank of India, Chitkohra Branch, IFSC Code: CBIN0282779 (fifth character is zero), MICR Code : 800016018.

5. Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of their arrest, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending/ successor Court in connection with Bihta P.S. Case No. 377 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C., subject to the further conditions that:-

(i) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(ii) The petitioner shall not indulge themselves in any similar offence till conclusion of the trial.

6. The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of the aforesaid amount in the account of Mahavir Cancer Sansthan.

(Anjani Kumar Sharan, J)

Ranjeet/-

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