

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4342 of 2024

Arising Out of PS. Case No.-206 Year-2023 Thana- BELA District- Sitamarhi

Devendra Ray S/o Ishwar Ram R/o Village Sirsiya Bazar PS Bela Dist
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar

For the Opposite Party/s : Mrs. Sharda Kumari

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 13-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.
2. The petitioner apprehends his arrest in connection
with Bela P.S. Case No.206/2023 registered for the offence
punishable under Section 30(a) (c) of Bihar Prohibition and
Excise Act, 2022.
3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case.
4. An allegation is of recovery of 46.5 litres of liquor
from an Auto. It is next submitted that the petitioner is neither
the owner nor the driver of the auto and he came to be
implicated based on confessional statement of Lalan Singh in
police custody, which does not have any evidentiary value in the
eye of law.



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

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise, Court No.1, Sitamarhi, in connection with Bela P.S. Case No.206/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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