

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7923 of 2024

Arising Out of PS. Case No.-159 Year-2023 Thana- PIPRA District- Supaul

Shankar @ Shankar Kumar Mukhiya son of Shriprasad Mukhiya Resident of
village- Baisa ward no 11, Near High School Ps- Bhaptiyahi District- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shahid Aqubal

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 26-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Pipra P.S. Case No.159/2023 registered for the offence
punishable under Section 30(a) of Bihar Prohibition and Excise
Amendment Act.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and allegation is of
recovery of 16.5 litres of liquor from a bamboo bush Kaushal
Patti Hardi road. It is next submitted that petitioner was not
arrested from the spot as such nothing was recovered from his
conscious possession. It is next submitted that one Brezza car
was also seized from the place of occurrence but then the liquor
was not recovered from the said car but since the car belonged



to the petitioner as such came to be implicated based on suspicion and thereafter the police got him implicated in confessional statement of co-accused also, when petitioner admittedly is a person with clean antecedent.

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

5. 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.500/- (Rupees five hundred) with two sureties of the like amount each to the satisfaction of the learned Special Exclusive Excise Court No.1-cum-ADJ-IV, Supaul in connection with Pipra P.S. Case No.159/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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