

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7548 of 2024

Arising Out of PS. Case No.-108 Year-2023 Thana- NAUTAN District- Siwan

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RAVI KUMAR @ RAVI YADAV Son of Harendra Yadav Resident of
Village-Sikuwara, P.S.-Nautan, District-Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh

For the Opposite Party/s : Mr. Rabindra Kumar

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 22-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Nautan P.S. Case No.108/2023 registered for the offence
punishable under Section 30(a) of Bihar Prohibition and Excise
Act, 2016.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of two cases and allegation is of
recovery of 36 litres of liquor from a motorcycle. 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 no prudent person would use his own vehicle for
committing an occurrence and thus would create an evidence
against himself and hence would get implicated. It is also



submitted that the petitioner came to be implicated on the ground that he is owner of the motorcycle. It is next submitted that the petitioner was completely unaware that his friend Chotelal would misuse his vehicle in the manner as alleged, who was also apprehended from the spot.

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.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.-II, Siwan in connection with Nautan P.S. Case No.108/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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