

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7947 of 2024

Arising Out of PS. Case No.-382 Year-2023 Thana- SITAMARHI District- Sitamarhi

PAPPU PRASAD S/O- VALESHWAR PRASAD R/O- VILLAGE- KUHARI,
P.O- MANJHAULI, P.S.- FATEHPUR, DIST.- GAYA, BIHAR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Utkarsh Bhushan, Adv. Mr. Shyamal Krishna Sinha, Adv.
For the Opposite Party/s	:	Mrs. Asha Devi, APP

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 Narhat (Sitamarhi) P.S. Case No.382/2023 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 is a person with clean antecedent and allegation is of
recovery of 45 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 and he
came to be implicated based on the fact that the seized
motorcycle was registered in his name. It is next submitted that
no prudent person would use his own vehicle for committing an



occurrence and thus would create evidence against himself and hence would get implicated. It is next submitted that the petitioner was completely unaware that his friend would misuse his vehicle in the manner as alleged.

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 Exclusive Special Excise Judge-1st, Nawada in connection with Narhat (Sitamadhi) P.S. Case No.382/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

amit/-

U		T	
---	--	---	--

