

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11714 of 2024

Arising Out of PS. Case No.-293 Year-2023 Thana- VIJAYEPUR District- Gopalganj

Kaif Ansari Son of Late Ajij Ansari @ Late Ajij Miyan Resident of Village-
Sarupai, P.S.- Vijayepur, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Dubey

For the Opposite Party/s : Mr. Nand Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-03-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Vijayepur P.S. Case No.293/2023 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 10 litres of liquor from a sack thrown on the road.
It is next submitted that petitioner was not arrested from the spot
as such nothing was recovered from his conscious possession
and even alleged recovery is from a place which is accessible to
public at large and does not belong to the petitioner and he came
to be falsely implicated by the chowkidar with an allegation that



it was petitioner who had thrown sack on the road, when petitioner admittedly is a person with clean antecedent. It is also submitted that it appears that the chowkidar with a view to save the real culprit, falsely implicated the petitioner who 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 Additional District and Sessions Judge-IV-cum-Special Judge Excise No.-II, Gopalganj in connection with Vijayepur P.S. Case No.293/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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