

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12945 of 2024

Arising Out of PS. Case No.-413 Year-2021 Thana- KOILWAR District- Bhojpur

Ramesh Singh Son of Late Narad Singh @ Narad Singh Rajpur Resident of
village - Rajapur, Police Station - Koilwar, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh, Advocate
For the Opposite Party/s : Mr. Md. Shakir Ahmad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-03-2024 Heard learned counsel for the petitioner as well as
learned APP for the State.

The petitioner seeks bail in anticipation of his arrest in
a case registered for the offences punishable under Section
30(A), 37(C) of the Bihar Prohibition and Excise (Amendment)
Act, 2018.

The learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and allegation is of
recovery of 3.500 liters of liquor from bag kept near a palm tree.

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 and he came to be implicated
based on confessional statement of Vijay Singh in police
custody, which does not have any evidentiary value, when



petitioner admittedly is a person with clean antecedent.

The learned APP for the State opposes the anticipatory bail application.

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, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Koilwar P.S. Case No.413 of 2021, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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