

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.19274 of 2024**

Arising Out of PS. Case No.-354 Year-2023 Thana- ADAPUR District- East Champaran

Mukesh Ram S/o Late Yogendra Ram R/o Vill - Murtiya, P.S. - Adapur, Dist.  
- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Rananjay Kumar, Adv  
For the Opposite Party/s : Mr.Md. Aslam Ansari, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH  
SINGH**

ORAL ORDER

2      27-03-2024                      Heard learned counsel for the petitioner and  
  
learned counsel for the Additional Public Prosecutor for the  
  
state.

2. The petitioner apprehends his arrest in  
connection with Adapur P.S Case No. 354 of 2023  
instituted under Section 30(a), 32,42 (1) of the Bihar  
Prohibition & Excise Amendment Act.

3. As per the prosecution case, total 327 litres of  
Nepali liquor was recovered near the railway crossing.

4. Learned counsel for the petitioner submits that  
petitioner is innocent and has falsely been implicated in this  
case. The name of the petitioner was disclosed by the  
apprehended person. The said recovery has been made from  
an open place which is accessible to public. Nothing



incriminating article has been recovered from conscious possession of the petitioner. The petitioner has one criminal antecedent. Similarly situated co-accused namely, Dhurendra Patel @ Dhurendar has already been granted bail by this Court in Cr. Misc. No. 18260 of 2024 vide order dated 18.03.2024.

5. Learned APP for the State Opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of the parties, in the event of his arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs, 10,000/- ( ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise-II, East Champaran, Motihari/ concerned court in connection with Adapur P.S. Case No. 354 of 2023, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

N.K/-

**(Chandra Prakash Singh, J)**

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