

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22191 of 2024

Arising Out of PS. Case No.-24 Year-2024 Thana- SIKARPUR District- West Champaran

Parwej Ansari SON OF MD. ABBAS ANSARI @ ABBAS MIYAN Resident
of Prakash Nagar Naya Tola Ward No 12 Post- Narkatiaganj PS -Shikarpur
Distt -West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manaur Alam

For the Opposite Party/s : Mr. Akbar Ali

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 29-03-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 30(a) of
Bihar Prohibition and Excise Amendment Act, 2022.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of six cases and allegation is of
recovery of 22 litres of liquor from godown of Md. Islam
Ansari. 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
does not belong to the petitioner and he came to be implicated
based on confessional statement of Sheikh Lal Babu in police



custody, which does not have any evidentiary value. It is also submitted that the police in order to save the real culprit falsely implicated the petitioner in the instant case through Sheikh Lal Babu taking advantage of his antecedents. It is next submitted that once a person is made an accused in excise case, then in a mechanical manner, the police implicates.

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.30,000/- (Rupees thirty thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Shikarpur P.S. Case No.24/2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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