

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21919 of 2024

Arising Out of PS. Case No.-381 Year-2023 Thana- DORIGANJ District- Saran

Rahul Kumar S/O Kallu Chaudhary R/O Village- Ghoghata, P.S- Muffasil,
Distt.- Saran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hemant Kumar, Adv

For the Opposite Party/s : Mr.Manoj Kumar, APP

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

ORAL ORDER

2 02-04-2024 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the state.

2. The petitioner apprehends his arrest in connection with Doriganj P.S Case No. 381 of 2023 registered for the offence punishable under Section 30(a), of the Bihar Prohibition & Excise Amendment Act.

3. As per the prosecution case, 60 litres of country made liquor was recovered from the bag tied with the motorcycle.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. The name of the petitioner was sprung up on the basis of confessional



statement of the apprehended co-accused Ganesh Kumar
No incriminating article has been recovered from the
conscious possession of the petitioner. It is submitted that
the petitioner has no concern with the seized liquor and the
vehicle. There is no compliance of Section 100 of the
Cr.P.C. The petitioner has clean antecedent.

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, 20,000/- (twenty thousand) with two sureties
of the like amount each to the satisfaction of the learned
Exclusive Special Judge Excise, Saran at Chapra/ concerned
court in connection with Doriganj P.S. Case No. 381 of
2023 subject to the conditions laid down in Section 438(2)
of the Code of Criminal Procedure, 1973.

(Chandra Prakash Singh, J)

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