

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30634 of 2024

Arising Out of PS. Case No.-41 Year-2024 Thana- RAUTA District- Purnia

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Parma Nand Sah Son of Late Ram Lal Sah Resident of Village- Malopara,
Police Station- Rauta, District- Purnia

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh, Advocate

For the Opposite Party/s : Md. Iftekhhar Mahmood, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

- 2 25-04-2024 1. Heard learned counsel for the petitioner as well as

learned APP for the State.
2. The petitioner seeks bail in anticipation of his

arrest in a case registered for the offences punishable under

Section 30(a) of the Bihar Prohibition and Excise (Amendment)

Act, 2016.
3. The learned counsel for the petitioner submits that

the petitioner has antecedent of one case and allegation is of

recovery of 3.720 liters of liquor from a place in front of the

house of the petitioner.



4. 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 is accessible to public at large and he came to be implicated by local people based on suspicion as the alleged recovery was from a place which is adjacent to his house.

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

6. 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.5000 /- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge,II (Excise), Purnea in connection with Rauta P.S. Case No.41 of 2024, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. It is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is



found that petitioner has antecedent of more than one case, in that event, the present anticipatory bail order shall not be given effect.

8. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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