

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.37268 of 2024**

Arising Out of PS. Case No.-219 Year-2023 Thana- AANDAR District- Siwan

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Pawan Ram Son Of Rakesh Ram Resident Of Village - Badahuliya, P.S. -  
Andar, District - Siwan

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Bijay Prakash Singh  
For the Opposite Party/s : Mr. Md. Fahimuddin

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

- 2      24-06-2024                      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 Act, 2018.
3. Learned counsel for the petitioner submits that  
petitioner is a person with clean antecedent and allegation is of  
recovery of 27 litres of liquor from the street situated behind the  
house of the petitioner. 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 but then is adjacent to his  
house and is accessible to public at large and he came to be  
implicated at the instance of local person but then the name of local  
person is not disclosed in the F.I.R., who disclosed the name of the



petitioner which casts an aspersion on the case of prosecution.

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.500/- (Rupees five hundred) 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 Andar P.S. Case No.219/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. It is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the criminal antecedents of the petitioner and in the event if it is found that petitioner has antecedent of even one case, in that event, the present anticipatory bail order shall not be given effect to.

**(Satyavrat Verma, J)**

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