

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37930 of 2024

Arising Out of PS. Case No.-61 Year-2024 Thana- RIVILGANJ District- Saran

Sanjay Chaudhary son of Rajaram Chaudhary Village- Near Maiya Sthan
Jalalpur Ps- Rivilganj Dist- Saran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Anjani Parashar, Advocate
For the Opposite Party : Md. Anzarul Haque Sahara

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 26-06-2024 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
the Bihar Excise Act.
3. Learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and
allegation is of recovery of 20 liters of liquor from a place
near the house of Baiju Chaudhary and 30 liters of liquor
from a place near the house of petitioner.
4. Learned counsel for the petitioner submits that
the petitioner was not arrested from the spot as such nothing
was recovered from his conscious possession and even the



alleged recovery is from a place which does not belong to the petitioner and is accessible to public at large but then is adjacent to his house and he came to be implicated based on secret information which is the easiest way to implicate someone when petitioner is a person with clean antecedent.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

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 trial court 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 Rivilganj P.S. Case No. 61 of 2024 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

7. However, it is made clear 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 even



one case in that event, the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

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