

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45260 of 2024

Arising Out of PS. Case No.-636 Year-2022 Thana- AURANGABAD TOWN District-
Aurangabad

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Mahavir Sao @ Mahaveer Saw Son Of Kailash Saw Village- Lalchandnagar,
P.S.- Nagar, Dist- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramendra Kumar Singh, Advocate
For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 24-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Town P.S. Case No. 636 of 2022, instituted under Section
30(a) of the Bihar Prohibition & Excise Act.

3. As per the prosecution case, 26.64 litres country
made liquor has been recovered from the semi constructed
house situated at Southern side of the house of petitioner.

4. Learned counsel for the petitioner submits that the
petitioner, who is aged about 73 years, is innocent and has
falsely been implicated in this case only on the basis of
suspicion and disclosure statement of the co-accused, namely,
Sanjeet Kumar. The place from where the seized liquor was



recovered does not belong to the petitioner. Petitioner has one criminal antecedent in which he is on bail. He undertakes to co-operate in the investigation.

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

6. Considering the facts and circumstances of the case and submission of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court where the case is pending in connection with Town P.S. Case No. 636 of 2022, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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