

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48562 of 2024

Arising Out of PS. Case No.-230 Year-2023 Thana- MANIYARI District- Muzaffarpur

Sachin Kumar, Son of Lalu Ray R/O Vill.- Jagdishpur, P.S.- Maniyari, Dist.-
Muzaffarpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 19-07-2024 1.Heard learned counsel for the petitioner
and 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 Excise Act.

3.The learned counsel for the petitioner
submits that the petitioner is a person with clean
antecedent and the allegation is of recovery of
151.890 litres of liquor from a government drain.

4.The learned counsel for the petitioner
submits 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 based on secret information, which is the easiest way to implicate someone. It is next submitted that it appears that the police in order to save the real culprit falsely implicated the petitioner, when admittedly petitioner is a person with clean antecedent.

5.Learned A.P.P. opposes the 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.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Court No.II, Muzaffarpur in connection with Maniyari P. S. Case No.230 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.



7.The application stands allowed.

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

(Satyavrat Verma, J)

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