

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47509 of 2024

Arising Out of PS. Case No.-37 Year-2024 Thana- DEODHA District- Madhubani

MD. ANJAR MANSURI @ MD. ANJAR SON OF MOHAMAD ISLAM
HAIDAR @ MD. MUSLIM ANSARI @ MUSLIM VILLAGE-
JANKINAGAR, P.S.- BASOPATTI, DISTT.- MADHUBANI.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhavesh Sah, Advocate

For the Opposite Party/s : Mr.Nitya Nand Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 12-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Deodha P.S. Case No. 37 of 2024 instituted for the offences
punishable under Sections 272, 273, 34 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 315 litres
of liquor was recovered from vehicle.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating article has been recovered from the conscious
possession of the petitioner. Learned counsel further submitted



that petitioner is neither driver nor owner of the vehicle. Petitioner has got no concern with the alleged recovery. The co-accused person has already been granted regular bail by this Bench vide order dated 16.05.2024 passed in Cr. Misc. No. 37727 of 2024. The petitioner has no criminal antecedent. There is no compliance of Section 100 of the Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, in the event of arrest/surrender before the lower court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Deodha P.S. Case No. 37 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Rudra Prakash Mishra, J)

Alok Verma/-

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