

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.51177 of 2024

Arising Out of PS. Case No.-394 Year-2021 Thana- TURKAULIYA District- East
Champanan

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Rambabu Singh @ Ram Babu Bhagat, Male, aged about 32 yrs., Son of
Naresh Bhagat, Resident of Vill- Aamwa Madhopur, P.S.- Turkauliya,
District- East Champanan, Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajesh Kumar, Advocate

For the Opposite Party/s : Mr.Khurshid Anwar, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 21-08-2024 Heard Mr. Rajesh Kumar, learned counsel appearing
on behalf of the petitioner and Mr. Khurshid Anwar, learned
APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Turkauliya P.S. Case No. 394/2021 registered for the
offence(s) punishable under Section 30(A) of the Bihar
Prohibition and Excise Act

3. As per the allegation made in the FIR, 2 litres of
illicit liquor was recovered from a sack, allegedly thrown by the



petitioner.

4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. He further submitted that the alleged recovery of illicit liquor has been made from roadside, which is easily accessible by anyone and petitioner has no concern with the alleged seized liquor.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. In the facts and circumstances of the case, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.1, East Champaran, Motihari in connection with Turkauliya P.S. Case No. 394/2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

7. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been



stated in paragraph no.3 of the bail application, this order will
automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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