

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52447 of 2024

Arising Out of PS. Case No.-70 Year-2024 Thana- LALGANJ District- Vaishali

Sanoj Kumar son of Binda Ray Village- Phuldah Ps- Vaishali Dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Suruchi Anand

For the Opposite Party/s : Mr.Akbar Ali

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 01-08-2024 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 offences punishable under Sections 30(a), 30(c)
and 30(d) of the Bihar Excise Act.

3. Learned counsel for the petitioner submits that the
petitioner has antecedent of eight cases and allegation is of
recovery of 7.125 litres of liquor along with 400 empty bottles and
one tata magic vehicle from *Yusujpur* in *Cipia Gachhi*.

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 alleged
recovery is from a place which is accessible to public at large and
does not belong to the petitioner. It is next submitted that he came
to be implicated at the instance of Chowkidar with whom he is on



an inimical term.

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. 40,000/- (Rupees Forty Thousand) 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 Lalganj P.S. Case No. 70 of 2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

7. It is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the criminal antecedents of the petitioner and in the event if it is found that the petitioner has antecedent of more than eight cases, in that event the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

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