

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53679 of 2024**

Arising Out of PS. Case No.-257 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.  
District- Begusarai

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Tuntun Kumar SON OF LATE HARE RAM SINGH @ LATE HARERAM  
SINGH VILLAGE- KAPASIYA, WARD NO. 13, PS- BEGUSARAI TOWN,  
DIST- BEGUSARAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Amit Narayan

For the Opposite Party/s : Ms.Veena Kumari Jaiswal

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

- 2      05-08-2024                      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 Section 30(a) of the  
Bihar Excise Act.
3.    Learned counsel for the petitioner submits that the  
petitioner has antecedent of two cases and allegation is of  
recovery of 8.64 litres of liquor from the house of Vinod Yadav.
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 does not belong to the petitioner  
and he came to be implicated at the instance of local people, but



then the name of the person, who disclosed the name of the petitioner is not disclosed in the FIR, which casts an aspersion on the case of the prosecution. It is also submitted that in majority of the cases, the police, in a mechanical manner, implicates either at the instance of Chowkidar or local person without holding a proper investigation.

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. 10,000/- (Rupees Ten 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 (Begusarai Government Official) Complaint Case No. 257 C2/2018 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 two cases,  
in that event the present anticipatory bail order shall not be  
given effect to.

(Satyavrat Verma, J)

SUMIT/-

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