

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53260 of 2024**

Arising Out of PS. Case No.-270 Year-2024 Thana- ARA NAGAR District- Bhojpur

Umesh Kumar Bin @ Umesh Kumar Bind @ Langara Son of Ram Kumar  
Bind R/O Vill.- Dhanupara, Mushar Toli, P.s.- Ara nagar, Dist.- Bhojpur.  
... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Mr. Suresh Prasad Singh

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

2      02-08-2024                      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 offence punishable under Sections 30(a) and  
45 of Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that  
petitioner is a person with clean antecedent and allegation is of  
recovery of 23.6 litres of liquor from Sankari gali. It is next  
submitted 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 confessional statement of Chandradeep  
Kumar in police custody which does not have any evidentiary  
value, when petitioner admittedly is a person with clean



antecedent.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. 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 from today, be released on anticipatory bail on furnishing bail bonds of Rs.500/- (Rupees five hundred) 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 Ara Town P.S. Case No.270/2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. 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 petitioner has antecedent of even one case, in that event, the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

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