

Arising Out of PS. Case No.-147 Year-2024 Thana- BELDOUR District- Khagaria

... .. Petitioner/s

## Versus

## The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Mritunjay Kumar  
For the Opposite Party/s : Ms.Indu Kumari Srivastava

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

2      08-08-2024              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 is a person with clean antecedent and allegation is of recovery of 137 litres of liquor from two motorcycles.

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 is not owner of any of the seized motorcycles. 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 and submits that no pleading has been made in the anticipatory bail application that petitioner is not the owner of any of the motorcycles.

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. 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 Beldour P.S. Case No. 147 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 ownership of the seized motorcycles and in the event if it is found that any of the motorcycles is registered in the name of the petitioner in that event the present anticipatory bail order shall not be given effect to.

8. It is further 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 even one case in that event the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

SUMIT/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

