

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56026 of 2024

Arising Out of PS. Case No.-42 Year-2024 Thana- PIPRA District- Supaul

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SURENDRA SARDAR S/O LATE AGAM LAL SARDAR R/O VILLAGE-
JHITKIYAH, WARD NO.-15, P.S- PIPRA, DISTT.- SUPAUL.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amrit Abhijat, Advocate

For the Opposite Party/s : Mr.Rajendra Prasad Nat, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 08-08-2024 1. Heard learned counsel for the petitioner as well as
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Section 30(a) of the Bihar Prohibition and Excise Act in
connection with Pipra P.S. Case No.42 of 2024.

3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and allegation is
of recovery of 15 liters of liquor kept under a kiosk of the
petitioner, apart from other recoveries as alleged in the FIR.

4. It is next submitted that petitioner was not arrested
from the spot as such nothing was recovered from his conscious



possession. It is also submitted that police in a mechanical manner implicated the petitioner without holding proper a investigation. It is next submitted that a specific pleading has been made in the anticipatory bail application that petitioner has no concern with the kiosk in question from where the alleged recovery was made.

5. The learned APP for the State opposes the anticipatory bail application.

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 Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, Excise Court No.I, Supaul in connection with Pipra P.S. Case No.42 of 2024, subject to the conditions 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 antecedent 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.

8. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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