

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62475 of 2024

Arising Out of PS. Case No.-170 Year-2024 Thana- Excise P.S. District- Supaul

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Amit Kumar Son of Late Chandar Kamat Village -Nagar Parishad, ward no
12, PS and District -supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amrit Abhijat

For the Opposite Party/s : Mr. Shyam Bihari Singh

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 02-09-2024 1. Heard learned counsel for the petitioner and
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 Bihar Prohibition and Excise Act, 2022.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of five cases and allegation is of
recovery of 38.415 liters of liquor from a place behind the house
of the petitioner and Sajjan Kumar.

4. 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 secret information,



which is the easiest way to implicate someone and at times to save the real culprits. It is also submitted that once an accused is implicated in a case relating to excise, the police starts implicating mechanically.

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. 25,000 /- (Rupees Twenty Five thousand) with two sureties of the like amount each to the satisfaction of the learned Court of Exclusive Special Judge, Excise, Court No. 2, Supaul in connection with Prohibition Supaul P.S. Case No. 170 of 2024, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

Sudhanshu/-

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