

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65827 of 2024

Arising Out of PS. Case No.-50 Year-2024 Thana- MANJHAUL District- Begusarai

Chandan Kumar S/o- Usho Prasad Singh Resident of village- Chauki Ward
No. 6 P.S- Sahebpur Kamal Distt- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarvottam Kumar

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 12-09-2024 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 the Bihar Prohibition and Excise Act.
3. The learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and allegation is of recovery of 936 liters of liquor from a pickup vehicle.
4. It is next submitted that petitioner was not arrested from the spot and as such nothing was recovered from his conscious possession and he is not the owner of the seized vehicle and he came to be implicated based on the confessional statement of Sudhanshu in police custody, which does not have any evidentiary value.
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 Excise Court No. 1st Begusarai in connection with Manjhol P.S. Case No. 50 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.)

Sudhanshu/-

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