

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71908 of 2024

Arising Out of PS. Case No.-351 Year-2024 Thana- Excise P.S. District- Katihar

Chhanguri Kumar Sah @ Chhanguri Saw @ Changuri Sah son of Late Ajoti
Saw Village- Sakrailli, Ps- Barari, Dist- katihar

... .. Petitioner/s
Versus
The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh
For the Opposite Party/s : Mr.Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 29-10-2024 1. Heard the parties.
2. The petitioner apprehends his arrest in connection with Katihar Excise P.S. Case No. 351 of 2024 dated 15.06.2024 registered under Section 30(a) of the Bihar Prohibition and Excise Act.
3. As per the First Information Report the Police got secret information that the petitioner along with one another person was engaged in the storage and sale of illicit liquor, proceeded towards the place of occurrence and upon seeing the Police party two persons started fleeing away, however, one person namely, Purushottam Saw was arrested and a total quantity of 36.500 liters of illicit liquor has been recovered from a maize



field. The arrested accused person disclosed the name of the petitioner as the person who succeeded in fleeing away.

4. Learned counsel for the petitioner submits that the petitioner is quite innocent has falsely been implicated in this case due to local politics. He submits that neither the petitioner was apprehended on the spot nor the illicit liquor in question has been recovered from the conscious possession of the petitioner or his premises. The illicit liquor has been recovered from a maize field, which is an open space accessible to all and sundry. The petitioner has got no criminal antecedent.

5. Regard being had to the submission made by the parties, taking into consideration the fact that the petitioner has got no criminal antecedent and illicit liquor has not been recovered from the conscious possession and / or premises belonging to the petitioner, as such, I am inclined to grant anticipatory bail to the petitioner.

6. Let the petitioner, above named, be released on anticipatory bail in the event of arrest or surrender before the court below within a period of four weeks from today on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Exclusive Special Judge Excise Court No.1, Katihar in



connection with Katihar Excise P.S. Case No. 351 of 2024
subject to the condition as laid down under Section 438 (2) of
the Cr.P.C.

(Anil Kumar Sinha, J)

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