

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84906 of 2023

Arising Out of PS. Case No.-187 Year-2023 Thana- AWTARNAGAR District- Saran

Chital Kumar @ Rajesh Kumar Son Of Umesh Rai Resident Of Mohalla-
Balua, Ps- Doriganj, Distt- Saran At Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jeetendra Narayan, Advocate

For the Opposite Party/s : Mr. Indu Kumari Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 21-02-2024 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.

3. The learned counsel for the petitioner submits that
petitioner has antecedent of three cases and allegation is of
recovery of 50 liters of liquor from the road.

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 is
accessible to public at large and he came to be implicated at the
instance of local villager, but then the name of the local villager
who disclosed the name of the petitioner is not disclosed in the
FIR, which cast an aspersion on the case of the prosecution. It is



also submitted that it appears that the police falsely implicated the petitioner because of his antecedent.

5. The learned APP 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.15000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Awatar Nagar P.S. Case No.187 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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