

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83019 of 2024

Arising Out of PS. Case No.-114 Year-2024 Thana- Excise Jhanjharpur District- Madhubani

Anil Ray S/O Kaleshwar Ray Resident of Village- Pathrahi, Ward No. 8, P.S-
Jhanjharpur, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramchandra Jha Raman

For the Opposite Party/s : Mr. Ajay Kumar No. 2

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 11-12-2024 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Jhanjharpur Excise P.S. Case No. 114 of 2024 instituted for the offence under Sections 30(a), 32(1) and 32(3) of Bihar Prohibition and Excise Act.

3. The case of the prosecution is that altogether 7.32 liters of foreign liquor was recovered from a *dhaba*.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this case. It is also submitted that three persons were also apprehended. The name of this petitioner has surfaced during



investigation, as the petitioner is having agreement with respect to the *Dhaba*. It is further submitted that he has got no concern with the alleged liquor and that he was not apprehended. Petitioner is having criminal antecedent of one case which is of different nature.

5. In contra, learned APP appearing for the State opposes the prayer of bail of the petitioner.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Jhanjharpur Excise P.S. Case No. 114 of 2024, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Jhanjharpur subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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