

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84937 of 2024

Arising Out of PS. Case No.-177 Year-2024 Thana- BASANHI District- Saharsa

Manirul Islam @ Manirul S/O Abdul Malek Resident of Solapara, P.S-
Goalpokhar, District- Uttar Dinajpur, West Bengal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar Agrawal

For the Opposite Party/s : Mr.Khurshid Anwar

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

- 2 11-12-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.
2. The petitioner is apprehending his arrest in
connection with Basnahi P.S. Case No. 177 of 2024 registered
for the offences punishable under Sections 30 (a) and 41 of
Bihar Prohibition and Excise Act, 2016.
3. As per prosecution case, 150.750 litre foreign
liquor was recovered from the scorpio vehicle in question. Co-
accused, Mahfuz Alam, who was apprehended at the place of
occurrence disclosed that petitioner has taken the said vehicle at
the cost of Rs. 8,000/- on rent.
4. Learned counsel submits that petitioner bears no
criminal antecedent. Except disclosure of co-accused, there is
nothing on record to demonstrate the complicity of petitioner



with the alleged occurrence. Nothing has been recovered from the conscious possession of the petitioner. Learned counsel submits that petitioner is not the owner of the vehicle in question. Petitioner is quite innocent and has falsely been implicated in the case.

5. The learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the facts and circumstances of the case, keeping in view clean antecedent of petitioner, argument advanced on behalf of both sides, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory 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 Exclusive Special Judge (Excise) No. II, Saharsa in connection with Basnahi P.S. Case No. 177 of 2024, subject to the conditions as laid down under Section 482 of the B.N.S.S.

(Alok Kumar Pandey, J)

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