

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84353 of 2024

Arising Out of PS. Case No.-436 Year-2024 Thana- MUFFASIL District- Aurangabad

Ramesh Kumar @ Ramesh Kumar Singh Son of Ramdip Singh Resident of
Village- Bijoi, P.S- Mufassil, Dist- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Singh

For the Opposite Party/s : Mr. Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 18-12-2024 1. Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.
2. This application, for grant of anticipatory bail, arises out
of Muffasil Police Station Case No. 436 of 2024, dated
11.11.2024, disclosing offence under Section 30 (a) of the
Bihar Prohibition and Excise Act, 2016.
3. The prosecution case, as per the First Information Report,
is that the police, on secret information, raided the place
of occurrence, which is forest area, and on seeing the
police, one person fled away. The police recovered 20
litres of illicit country-made liquor from the forest.
4. Learned Counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in
this case on the basis of disclosure of his name by the
Chowkidar. He further submits that illicit liquor has not



been recovered from the premises belonging to the petitioner; rather, the same has been recovered from the forest, which is an open space and is accessible to all and sundry.

- 5. Regards being had to the submission advanced on behalf of the parties concerned and taking into consideration the fact that illicit liquor has been recovered from the forest, which is an open space, I am inclined to grant the petitioner privilege of anticipatory bail.
- 6. This application is, accordingly, allowed.
- 7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise 1, Aurangabad, in connection with Muffasil Police Station Case No. 436 of 2024, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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