

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10146 of 2025

Arising Out of PS. Case No.-25 Year-2024 Thana- DAUDNAGAR District- Aurangabad

Md. Rizwan Khan Son of Md. Akhlas Khan Resident of Samanpura, Raja
Bazar, PS-Shastrinagar, District -Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md Fazle Karim, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 28-03-2025 Heard the learned counsel for the petitioner and
learned counsel for the State.

2. The petitioner apprehends his arrest in connection
with Daudnagar P.S. Case No. 25 of 2024 registered for
offences under Sections 30(a) of the Bihar Prohibition and
Excise Act.

3. As per the prosecution case, 33.3 liters of illicit
liquor has been recovered from the vehicle in question.

4. Learned counsel for the petitioner submits that
petitioner is quite innocent and has not committed any offence.
He further submits that nothing has been recovered from the
possession of the petitioner. Petitioner claims clean antecedent.

5. Learned APP for the State has vehemently opposed
the prayer for bail.



6. Considering the facts and circumstances of the case, this application for anticipatory bail is allowed.

7. Accordingly, let the petitioner, above-named, in the event of his arrest or surrender within four weeks from today in the Court below, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-II, Aurangabad/concerned court below in connection with Daudnagar P.S. Case No. 25 of 2024 subject to the conditions that:-

i). Before accepting the bail-bonds of the petitioner, the Court below will verify the antecedent of the petitioner. If the petitioner is found having clean antecedent, then the bail-bonds of the petitioner shall be accepted. If the petitioner is found having criminal antecedent(s), then his bail-bonds shall not be accepted by the court below.

(ii). The petitioner will mark his attendance at the Shastrinagar Police Station, Patna on every Sunday of each month. Any default in the appearance at the Police Station would result in cancellation of the bail bonds of the petitioner.

8. This application for anticipatory bail is allowed.

(Sandeep Kumar, J)

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