

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12621 of 2025

Arising Out of PS. Case No.-287 Year-2024 Thana- DEV District- Aurangabad

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Lokesh Kumar @ Lokesh Singh Son of Saroj Singh Resident of Village-
Ketaki, P.S.- Deo, Distt.- Aurangabad, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Madhukar Mishra, Adv.

For the Opposite Party/s : Mr. Nityanand, APP

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 02-04-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Deo P.S. Case No. 287 of 2024 dated 25-12-2024 instituted for
the offence punishable under Sections 30(a) and 37 of the Bihar
Prohibition and Excise (Amendment) Act 2022.

3. The allegation is of the recovery of 20 litres of
country-made liquor from beneath a Peepal tree near Ketaki
Canal Bridge.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. It is further submitted that no contraband was recovered
from the petitioner's conscious possession rather, the seized



illicit liquor was recovered from beneath a Peepal tree. It is next submitted that the petitioner has been implicated merely on the basis of the confessional statement of the co-accused, who was apprehended at the spot. Lastly, it is submitted that the petitioner has no criminal antecedents.

5. Learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Deo P.S. Case No. 287 of 2024, he shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned District and Additional Sessions Judge-cum- Exclusive Special Judge, Excise Court-I, Aurangabad, Bihar, subject to condition as laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Khatim Reza, J)

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