

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88511 of 2024

Arising Out of PS. Case No.-552 Year-2024 Thana- ARA NAGAR District- Bhojpur

1. Alok Shrivastava @ Alok Ranjan S/O Ashok Ranjan R/O Village- Bind Toli, P.S- Ara Town, Distt.- Bhojpur.
2. Pramod Kumar S/O Krishna Ram R/O Purani Adalat Ward No. 07, P.S- Ara Town, Distt.- Bhojpur.
3. Gudu Kumar @ Mohamad Gudu S/O Fazal Hak R/O Rahat Bind Toli, P.S- Ara Town, Distt.- Bhojpur.
4. Bade Kumar @ Suraj Kumar S/O Surendra Prasad R/O Ara, P.S- Ara Town, Distt.- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akash Kumar Mishra, Adv.
For the Opposite Party/s : Ms.Sangeeta Sharma, APP

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 08-01-2025 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners are apprehending arrest in connection with Ara Town P.S. Case No. 552 of 2024 registered for the offences punishable under Sections 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

3. As per prosecution case, informant received secret information that liquor is kept in Mahavir Dharamshala near Syndicate Chowk. Police party reached there and on search recovered 720 ml of English wine and 15 liters of country made



liquor. It is alleged that Pramod Kumar (petitioner no. 2) alongwith 3-4 unknown persons came to book a room and when the room was not given to them, then they started misbehaving with the persons of the Dharamshala.

4. Learned counsel for the petitioners submits that the present F.I.R. has been lodged against unknown. The name of the present petitioners have surfaced in this case on the confessional statement of the co-accused Manoj Kumar with whom petitioners have inimical terms. Except the disclosure of the said co-accused, there is nothing on the record to connect the petitioners with the alleged occurrence. Petitioners bear clean antecedent.

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

6. Considering the facts and circumstances of the case, keeping in view clean antecedent of petitioners, argument advanced on behalf of both sides and also taking into consideration the material available on record, the petitioners, above named, in the event of arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction



of Exclusive Special Excise Court No. 1, Bhojpur, Ara in connection with Ara Town P.S. Case No. 552 of 2024, subject to the conditions as laid down under section 482(2) of the B.N.S.S., 2023.

7. The application stands allowed.

(Alok Kumar Pandey, J)

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