

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88776 of 2024

Arising Out of PS. Case No.-1417 Year-2024 Thana- Excise P.S. District- Muzaffarpur

Pintu Kumar @ Pintu Kumar Rai S/O Ramchandra Prasad @ Ramchandra
Mahto R/O Village- Keshopur, Ward No.- 08, P.S- Sakra, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Shekhar Anand

For the Opposite Party/s : Mr.Ajay Kumar No. 2

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 22-01-2025 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 Muzaffarpur Excise P.S. Case No.1417 of 2024
disclosing offences under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

3. As per the F.I.R., on 05.08.2024, the Police got the
secret information that the petitioner with co-accused Sanjay
Kumar has stored the illicit liquor in the field, 35 meters away
from the road. The Police arrived at the place of occurrence and
upon seeing the police party, the persons assembled there
succeeded in fleeing away. The Police recovered 13.50 liters of
liquor from the field.

4. Learned Counsel for the petitioner submits that the



petitioner has been made accused on the basis of secret information. The liquor has been recovered from the field, which is an open space and is accessible to all.

5. Having regard to the submissions made on behalf of the parties and taking into consideration the fact that the liquor has been recovered from an open space not belonging to the petitioner and his name has transpired on the basis of a confessional statement, 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 four weeks, 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 Exclusive Special Judge Excise, Court No.II, Muzaffarpur, in connection with Muzaffarpur Excise P.S. Case No.1417 of 2024 subject to the condition laid down under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

(Anil Kumar Sinha, J)

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