

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 23960 of 2017

Arising Out of PS.Case No. -265 Year- 2016 Thana -HISUA District- NAWADA

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Binnet Kumar Sharma @ Bineet Sharma Son of Raman Kumar Sharma,
Resident of 42- B, Jawahar Market Nangal Dum (Pb), P/S- Nangal Dum,
District- Ropar. (Punjab).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok

For the Opposite Party/s : Mr. Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 13-07-2017 Heard Sri Alok Kumar Alok, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is owner of a truck bearing
registration no. PB12M/8725 and resident of district Ropar
(Punjab), has approached this Court with a prayer to extend the
privilege of anticipatory bail in Hisua P.S. Case No. 265 of 2016
registered for offence under Section 30(A) of the Bihar Prohibition
and Excise Act, 2016.

It was submitted by learned counsel for the
petitioner that the petitioner is the registered owner of a public
transport vehicle, which was hired by a transport agency and
transport agency had booked medicine for transporting the same
from Haryana to Bihar. By way of referring to F.I.R., learned
counsel for the petitioner submits that the driver, who was



apprehended by the police, had disclosed before the police that after loading medicines, while he was moving on a way, on allurement, he had loaded Indian make foreign liquor and thereafter, truck was seized and the driver and the cleaner were made accused. He submits that petitioner has been made accused only on the ground that he is registered owner of the vehicle.

Considering the fact disclosed in the petition and submission made by learned counsel for the petitioner that petitioner is the owner of the public carrier vehicle, which was hired by a transporter as well as disclosure of the accused, the Court is of the opinion that it is a fit case for extending the privilege of anticipatory bail.

Accordingly, in the event of arrest or surrender within a period of six weeks from today, let the petitioner namely Binnet Kumar Sharma @ Bineet Sharma be enlarged 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 C.J.M., Nawada in connection with Hisua P.S. Case No. 265 of 2016, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Rakesh Kumar, J.)

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