

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29274 of 2017

Arising Out of PS. Case No.-17 Year-2017 Thana- Surajgarha District- Lakhisarai

Sanjay Kumar Son of Rama Babu Singh Resident of Village - Bihat , Police
Station- Barauni in the district of Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rai Mukesh Sharma

For the Opposite Party/s : Mr. Anil Prasad Singh

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 21-09-2017 Heard Sri Rai Mukesh Sharma, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in
connection with Surajgarha P.S. Case No. 17 of 2017 registered
for offence under Sections 272, 273, 420, 120(B) of the Indian
Penal Code and Section 30(a), 32(c) & 38(D) of Bihar
Prohibition and Excise Act, 2016, has prayed for grant of bail in
the event of his arrest or surrender.

It was submitted by learned counsel for the petitioner
that save and except the fact that the seized vehicle is registered
in the name of petitioner, there is nothing against the petitioner.
He submits that the said vehicle was leased out to one Sunil
Kumar and during investigation, the driver and *khalasi* of the
truck, who was apprehended, disclosed that the said huge



consignment of Indian make foreign liquor was purchased by co-accused Sunil Kumar. Learned counsel for the petitioner has also drawn my attention to statement made in paragraph – 3 of the petition to show that petitioner is having clean antecedent.

Considering the fact that petitioner is only owner of the vehicle and driver & *khalasi* have already been arrested and disclosed the ownership of the said consignment in respect of co-accused Sunil Kumar as well as clean antecedent of the petitioner, in the event of arrest or surrender within a period of six weeks from today, let the petitioner namely Sanjay Kumar 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 Chief Judicial Magistrate, Lakhisarai in connection with Surajgarha P.S. Case No. 17 of 2017, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Rakesh Kumar, J.)

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