

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 29245 of 2017

Arising Out of PS. Case No.-224 Year-2017 Thana- Bihta District- Patna

Sunil Kumar S/o Sri Mehilal Ray R/o Mohalla - Halkhoriachak, P.S. - Bihta,
District - Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satyendra Rai

For the Opposite Party/s : Mr. Anil Kumar Singh 1

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 21-09-2017 Heard Sri Satyendra Rai, learned counsel for the
petitioner and Sri Anil Kumar Singh-I, learned Addl. Public
Prosecutor.

The sole petitioner, apprehending his arrest in connection
with Bihta P.S. Case No. 224 of 2017, G.R. No. 1194 of 2017
registered for offence under Section 30(a) 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 petitioner has falsely been made accused in the present
case, since a motorcycle was intercepted and accused throwing
the motorcycle fled away and from the said motorcycle, about
70 liters of *Mahua* liquor was recovered. It has been argued that
petitioner is not owner of the seized vehicle. This fact was not



disputed by learned Addl. Public Prosecutor. 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 nature of accusation and clean antecedent of the petitioner, in the event of arrest or surrender within a period of six weeks from today, let the petitioner namely Sunil 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 A.C.J.M., Danapur, Patna in connection with Bihta P.S. Case No. 224 of 2017, G.R. No. 1194 of 2017, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Rakesh Kumar, J.)

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