

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35128 of 2018

Arising Out of PS. Case No.-87 Year-2018 Thana- DAGARUA District- Purnia

Rajiv Kumar @ Rajiv Kumar Sah, S/o – Dhorai Sah, Resident of village -
Bhawanipur Bazar, P.S. - Bhawanipur, District- Purnea

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nafisuzzoha
For the Opposite Party/s : APP

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 03-07-2018 Heard Mr. Nafisuzzoha, learned counsel for the
petitioner and learned Additional Public Prosecutor.

The sole petitioner, apprehending his arrest in connection with Special Excise Case No. 504 of 2018 arising out of Dagarua P.S. Case No. 87 of 2018 , registered for the offence under Section 272, 273 of the Indian Penal Code , 1860 and Section 30 (a) of the Bihar Prohibition and Excise Act, 2016, has prayed for grant of bail in the event of his arrest or surrender.

Learned counsel for the petitioner at the very outset has drawn my attention to the statement made in paragraph no. 3 of the petition to show that petitioner is having clean antecedent. It has further been argued that petitioner only being owner of the vehicle in question has been made accused , otherwise,



there was no reason for implicating him in the present case.

However , on perusal of the F.I.R. it is evident that private vehicle of the petitioner i.e. Maruti Suzuki Celerio was intercepted and from the said vehicle huge quantity of Indian make foreign liquor was recovered and driver was also arrested who disclosed the name of petitioner.

In view of the facts and circumstances, there is no reason to extend the privilege of anticipatory bail to the petitioner.

The petition stands dismissed.

(Rakesh Kumar, J)

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