

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30651 of 2018

Arising Out of PS.Case No. -629 Year- 2017 Thana -BARBIGHA District- SEKHPURA

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1. RAHUL KUMAR @ SONU, S/o Rajesh Kumar ,
2. Kripa Shankar Kumar S/o Shiv Shakti Singh, Both are R/o Vill.-
Maldahi, P.S.- Barbigha, District- Seikhpura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Ajeet Kumar, Adv.
For the Opposite Party/s : Mr. Sri Rajballabh Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 05-06-2018 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Excise Case No. 837 of 2017, arising out of Barbigha
Police Station Case No. 629 of 2017, disclosing offences under
Sections 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioners has submitted
that the petitioners are innocent and has not committed any
offence. In fact, the alleged recovery of foreign liquor was made
from the Khalihan, which is evident from seizure list and the
petitioners have no concern with the alleged recovery. The
petitioners were made accused on the basis of confessional
statement of the co-accused Manish Kumar @ Lokesh Kumar.



The petitioners have not been named in the F.I.R. Hence, the petitioners deserve the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned 1st Additional District and Sessions Judge, Sheikhpura, in connection with Excise Case No. 837 of 2017 arising out of Barbigha Police Station Case No. 629 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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