

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 61662 of 2018

Arising Out of PS. Case No.-72 Year-2018 Thana- Jamhor District- Aurangabad

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Anuj Kumar @ Anuj Yadav, Son of Yugesh Yadav, resident of Village-
Batawan, P.S.- Jamhore, District- Aurangabad (Bihar).

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh
Mr. Ranjit Kumar
For the Opposite Party/s : Mr. Ajit Kumar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 06-10-2018 Heard Sri Arvind Kumar Singh, learned counsel
assisted by Sri Ranjit Kumar, learned counsel for the petitioner
and Sri Ajit Kumar, learned Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in
Jamhore P.S. Case No. 72 of 2018 registered for offence under
Sections 30(a)/38(1) of 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 submits that
petitioner, only on suspicion, has been made accused in the
present case. It has been argued that one Honda City, on chase,
was stopped and four accused persons from the vehicle, after
getting down, fled away and petitioner only on suspicion has
been made accused. Learned counsel for the petitioner submits
that petitioner is having no connection either with the vehicle in



question or seizure of the liquor. He has specifically referred to paragraph – 8 of the petition to show that neither the petitioner was passenger nor he was owner of the vehicle, only on suspicion, he has been made accused. Learned counsel for the petitioner has 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, in the event of arrest or surrender within a period of six weeks from today, let the petitioner namely Anuj Kumar @ Anuj Yadav 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 Additional Sessions Judge VII cum Special Judge (Excise), Aurangabad in connection with Jamhore P.S. Case No. 72 of 2018, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Rakesh Kumar, J.)

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