

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14569 of 2019

Arising Out of PS. Case No.-133 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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Akash Singh, Son of Akhileshwar Kumar Singh, Resident Mohalla- West
Patel Nagar (Punch Mandir), P.S.-Shastrinagar, District- Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Binod Kumar Mishra, Adv.
For the Opposite Party/s : Mr.Bishweshwar Ram, APP

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 11-03-2019 Heard learned counsel for the petitioner and learned APP
representing the State.

Petitioner is seeking anticipatory bail in connection with
Gardanibag P.S. P.R. Case No. 133 of 2018 registered for the
offences punishable under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

Learned counsel for the petitioner submits that in the
present case the petitioner has been named in the confessional
statement of one Dharamveer Prasad who was arrested by the police
along with illicit liquor. It is submitted that the said Dharamveer
Prasad is on inimical term with the petitioner. The petitioner has no
criminal antecedent, he was neither seen at the spot nor anything has
been recovered from the possession of the petitioner. The petitioner is
said to be a college student. It is also submitted that the Car which



was intercepted by the police and from which the seizure was made does not belong to the petitioner.

Learned APP for the State is present and has opposed the prayer for anticipatory bail.

In the facts and circumstances stated hereinabove where it is submitted that the car from which the illicit liquor was recovered does not belong to the petitioner, he is a student having no criminal antecedent and his name has been disclosed by the co-accused due to some enmity, in case of arrest or surrender of the petitioner within a period of four weeks from today, the abovenamed petitioner shall be enlarged on bail on furnishing bail bond of Rs.15,000/- (rupees fifteen thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge Excise, Patna in connection with Gardanibag P.S. P.R. Case No. 133 of 2018, subject to the condition that petitioner shall join the investigation by reporting to the Investigating Officer within a period of two weeks from today and shall cooperate in course of investigation. This will be in addition to condition prescribed under Section 438(2) of the Cr.P.C.

(Rajeev Ranjan Prasad, J)

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