

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58964 of 2019

Arising Out of PS. Case No.-24 Year-2018 Thana- HASPURA District- Aurangabad

VIKASH KUMAR Son of Late Angad Sharma Resident of Village -
Sawajpura Jaipur, P.S.- Mehendiya, Dist.- Arwal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Singh

For the Opposite Party/s : Mr.Madhuri Lata

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 18-09-2019 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Haspura P.S. Case No.24 of 2018 registered under Section 30(a) of
the Bihar Excise Act.

The accusation is that in course of checking of the
vehicles, one person was seen coming on motorcycle bearing
Registration No.BR-06AP-1641, which was stopped. The person,
who was driving the said motorcycle, disclosed his name as Vickky
Kumar and on search 5 bottles, each containing 180 ml. Indian Made
Foreign Liquor, were recovered from his bag. Besides the above, the
owner book of the motorcycle was also recovered in which the name
of the owner of the motorcycle is detailed as Prabhu Dayal. On
query, Prabhu Dayal disclosed that he has already sold the said



motorcycle to this petitioner.

Learned counsel for the petitioner submits that while the petitioner had talked to Prabhu Dayal to purchase the motorcycle but the negotiation for the same could not be finalized. With an ulterior motive, Prabhu Dayal disclosed the name of the petitioner stating that he had sold the said motorcycle to the petitioner. The petitioner has no criminal antecedent.

Having considered the facts and the circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender by him within six weeks from today, be enlarged on bail on his furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge-VII-cum-Special Judge (Excise), Aurangabad, in connection with Haspura P.S. Case No.24 of 2018, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Rajendra Kumar Mishra, J)

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