

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65355 of 2019**

Arising Out of PS. Case No.-8 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Araria

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SUJEET KUMAR CHOUDHARY @ SUJIT KUMAR CHOUDHARY S/o
Navin Chaudhary @ Navin Kumar Chaudhary R/o village- Donar, P.S.-
Donar, District- Darbhanga

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anil Prasad Singh
For the Opposite Party/s : Mr.Pranav Kumar

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER**

2 06-11-2019 The petitioner apprehends his arrest in connection with

Excise Case No. 08 of 2019 corresponding to Special Case No.

435 of 2019 registered under Sections 30(a) and 32(3) of the

Bihar Prohibition and Excise Act.

Allegation against the petitioner is that the police

intercepted the car of the petitioner and recovered a total

quantity of 108.57 litres of illicit liquor and two bottles beer

from the car of the petitioner. Petitioner has been made accused

on the basis of the fact that ownership book of the car in

question was found inside the car and two persons sitting in the

vehicle were arrested.

Learned counsel for the petitioner submits that petitioner

has merely been implicated in this case on the basis of the fact

that he happens to be the owner of the car in question which was



intercepted and seized by the police. He further submits that in para-13 of this application, the petitioner has stated that though the car belongs to the petitioner but the same was being driven by the driver at the time of seizure and the petitioner had no knowledge that driver was carrying illegal liquor in the car belonging to the petitioner.

Having regard to the submissions made by the parties and taking into consideration the justification given by the petitioner in para-13 of the application, I am inclined to grant anticipatory bail to the petitioner. Let the petitioner, abovenamed, in the event of arrest or surrender before the court below within a period of four weeks from the date of receipt of a copy of this order, be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned 2nd Addl. Sessions -cum-Special Judge, Araria in connection with Excise Case No. 08 of 2019 corresponding to Special Case No. 435 of 2019; subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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