

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9426 of 2020

Arising Out of PS. Case No.-321 Year-2019 Thana- AIRPORT District- Patna

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Sunny Kumar @ Sonu Ram @ Sunny, aged about 48 years, Male, Son of
Dinesh Ram, Resident of Village - Malitola Shekhpura, P.S. - Hawai Adda,
District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arbind Kumar Singh, Advocate

For the Opposite Party/s : Mr.Upendra Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-03-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Hawai Adda P.S. Case No. 321 of 2019/ Special Excise
Case No.11551 of 2019 registered for the office under Section
30(a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that there is
no recovery from the conscious possession of the petitioner
rather 10.5 liters of Indian made foreign liquor has been
recovered from the rented house of the petitioner, but the owner
of the house has not been made accused in this case or neither
his statement has been taken nor he has been made witness to
the alleged liquor. Learned counsel for the petitioner further



submits that the petitioner has got no criminal antecedent and the petitioner is made accused only on suspension.

In the facts and circumstances of the case, I am inclined to grant anticipatory bail to the petitioner, subject to the condition that the petitioner is agreed to deposit Rs.5,000/- (five thousand) in the Juvenile Justice Fund of the State Social Welfare Department and on deposit of the aforesaid amount, in the event of his arrest or surrender before the court below within six weeks from the date of communication of this order, the court below shall release the petitioner on bail on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of Special Judge Excise, Patna in connection with Hawai Adda P.S. Case No.321 of 2019, Special Excise Case No.11551 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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