

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17622 of 2020

Sanjeet Kumar Singh@ Sanjeet Kumar Singh son of Ramashray Singh resident of
village Harchanda P.S. Ormanjhi District Ranchi Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinod Kumar, Advocate

For the Opposite Party/s : Ms. Sharda Kumari, Advocate

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 11.9.2020

Heard learned counsel for the petitioner and learned
counsel for the State through video conferencing.

The petitioner has filed the instant application for
grant of anticipatory bail apprehending his arrest in connection
with Excise Case no. 342 of 2018 registered under section
30(a) of the Bihar Prohibition and Excise Act, 2016.

As per allegation in the FIR, on the basis of secret
information having been received, search of vehicle was
started. It is stated that in course of search, the driver of a
safari vehicle managed to escape. On search of the vehicle 525
litres of country liquor was recovered from the same in 15
containers.

It is submitted by learned counsel for the petitioner
that no recovery as alleged has taken place from the vehicle in
question. The petitioner has been falsely implicated in the case
only for the reason that he happens to be the registered owner
of the vehicle. It is submitted that in any case of the matter it
was not the petitioner who was driving the vehicle. It was the
driver of the petitioner who had taken the vehicle on the
pretext of taking his mother for check up. The petitioner has no
criminal antecedent.



The application for bail is opposed by learned counsel for the State.

Having heard learned counsel for the parties and taking into consideration the fact that the petitioner happens to be the registered owner of the safari vehicle from which 525 litres of country liquor is stated to have been recovered, the Court is not inclined to enlarge the petitioner on anticipatory bail and as such his application for anticipatory bail is rejected.

However, in case the petitioner surrenders within a period of six weeks, the application for bail of the petitioner shall be considered without being prejudiced by this order of rejection.

Prakash/-

(Partha Sarthy, J)

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