

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85308 of 2019

Arising Out of PS. Case No.-89 Year-2019 Thana- DHANKUND District- Banka

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SUMAN SINGH @ SUMAN KUMAR SINGH Son of Sri Ganesh Singh
Resident of Village - Navchakia, P.S.- Dhankund, Distt - Banka.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhay Kumar Singh
For the Opposite Party/s : Mr.Gauri Shankar Gupta

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 07-01-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends his arrest in a case registered
under Section 30(a)(G), 32(2) of Bihar Prohibition of Excise
Act, 2016.

Informant is the police officer who has alleged in his
written complaint that while he was on vehicle checking duty on
07.08.2019 at about 2:00 PM one miscreant riding on
motorcycle tried to escape on seeing police and he was chased
when he parked his motorcycle in front of the house of Suman
Singh (petitioner) and he was apprehended and 100 Pauch of
200ml. of country made liquor was recovered from the bag
which was kept on the motorcycle.

It has been submitted on behalf of the petitioner



that he is innocent and has been falsely implicated in this case without any basis, on the statement made by Pinku Singh that he had brought this illicit liquor at the instance of petitioner. It has been further submitted that neither any illicit liquor has been recovered from his possession nor he was apprehended on the spot, as such, no offence under excise act is made out against him. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case, prayer of anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, Petitioner is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of learned court below, in connection with Dhankund P.S. Case No. 89 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(S. Kumar, J)

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