

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13689 of 2020

Arising Out of PS. Case No.-886 Year-2019 Thana- DEHRI TOWN District- Rohtas

VIKKY SAO @ VIKKY KUMAR S/o Ashok Sah @ Ashok Sao Resident of
New Diliya, P.S.- Dehri- on- Sone, Distt- Rohtas.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh, Sr. Adv.
Mr. Bhaskar Shankar, Adv.
For the Opposite Party/s : Mr. Bharat Bhushan, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 21-09-2021 Heard Mr. Krishna Prasad Singh, learned senior

Advocate for the petitioner and Mr. Bharat Bhushan, learned

APP for the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Dehri (Town) P.S. Case No.

886/2019 instituted for the offence under Section 30(a) of

the Bihar Prohibition and Excise Act.

It appears from the prosecution report that

approximately 12,000 litres of liquor was recovered from a

truck and three persons, namely, Ranjan Sao, Nikesh Kumar

and Sunil Kumar Mishra were arrested. Aforesaid three

persons are said to have taken the names of others who



could manage to run away. One of such persons is the petitioner. A similarly situated person has been granted anticipatory bail by a Bench of this Court.

The learned senior counsel for the petitioner has submitted that except for the confession of arrested accused persons, there is no other material to connect the petitioner with the offence.

The petitioner does not have criminal antecedents.

On these grounds, it has been urged that the offence under the Excise Act cannot be said to have been made out as against the petitioner.

For the reasons afore-stated, the petitioner, above named, is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge -II-cum-Special Judge, Excise, Rohtas at Sasaram, in connection with Dehri (Town) P.S. Case No. 886/2019,



subject to the condition laid down under Section 438 (2) of
the Code of Criminal Procedure.

(Ashutosh Kumar, J)

sunilkumar/-

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