

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1545 of 2021

Arising Out of PS. Case No.-130 Year-2020 Thana- KHARIK District- Bhagalpur

=====

Amit Swarnkar S/O Indar Swarnkar Resident of Village- Kasba (Jalalgarh),
Ward No.- 13, P.S. Kasba, District- Purnia at present residing in the House of
Vijli Singh @ Vijli Paswan (Father-in-law), Mohalla- Gerabar (Bazar)
Durgasthan, P.S. Korha, district- Katihar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Pawan Kumar Singh

For the Opposite Party/s : Mr.A.G.

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

5 25-11-2021 Heard learned counsel for the petitioner and

learned APP for the State.

Learned counsel for the petitioner is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 30(A) and 38(i) of the Bihar Prohibition &

Excise Act, 2016.



There is recovery of 104.625 litres of foreign liquor. The apprehended driver disclosed the name of five persons as his companion including the petitioner who fled away from the place of seizure.

It is submitted by learned counsel for the petitioner that petitioner has no concerned either with the seized car, or the apprehended accused or the illicit liquor. Nothing has been recovered from the conscious possession of the petitioner and on the basis of mere confession of the apprehended accused, the petitioner has been roped in the present case. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the



satisfaction of learned 2nd Additional Sessions Judge-
cum-Special Judge (Excise), Bhagalpur in connection
with Kharik P.S. Case No. 130 of 2020, subject to the
conditions as laid down under Section 438(2) of the
Cr.P.C.

(Sunil Kumar Panwar, J)

Shageer/-

U		T	
---	--	---	--

