

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.993 of 2021

Arising Out of PS. Case No.-506 Year-2016 Thana- AMARPUR District- Banka

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RAMAN KUMAR SON OF RAMANAND SINGH RESIDENT OF
VILLAGE-BANDAHRA, P.S.-PASRAHA, DISTRICT-KHAGARIA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amrendra Kumar Jha
For the Opposite Party/s : Mr. Kalyan Shankar, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 22-11-2021 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Amarpur P.S. Case no. 506 of 2016 (G.R. No. 3483 of 2016) instituted for the offence punishable under Sections 30(a) and 32(ii) of the Bihar Prohibition and Excise Act, 2016.

As per allegation in the FIR, in course of night patrolling, after a long chasing police has stopped a red colour Sumo victa vehicle bearing Registration No. BR-10J-1693 and from the said vehicle, recovery of six litres IMFL has been made while driver of the said vehicle managed to escape.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely



implicated in this case. He has got no criminal antecedent. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious physical possession.

Learned APP appearing for the State has opposed the prayer of bail.

Having heard learned counsel for the parties and taking into consideration that petitioner is registered owner of the alleged vehicle, from where recovery of illegal liquor has been made, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

However, if the petitioner surrenders and prays for regular bail, the same shall be considered by the court below on its own merit without being prejudiced by this order of rejection.

(Sunil Kumar Panwar, J)

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