

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4320 of 2022

Arising Out of PS. Case No.-51 Year-2021 Thana- MAHINDWARA District- Sitamarhi

CHANDAN KUMAR @ CHANDAN RAI Son of Ashok Ray @ Ashok Prasad Yadav @ Ashok Kumar Ray Resident of Village- Bagahi (Gaush Nagar), P.S.- Mahindwara, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ritesh Kumar Narain Singh
For the Opposite Party/s : Mr.Khurshid Anwar

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 06-05-2022 Heard both sides.

The petitioner apprehends his arrest in Mahindwara P.S. Case No.51 of 2021 registered under Sections 30 and 30(a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. It is further submitted that nothing has been recovered from possession of the petitioner. The name of the petitioner surfaced in this case on the basis of confessional statement of the driver of the truck, who is inimical to the petitioner. He also submits that the petitioner is neither the owner of the vehicles in question nor has any concern with the seized liquor. The petitioner has got no criminal antecedent.

Having considered the above facts and circumstances of the case, the petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing personal bond to the satisfaction of learned Additional District & Sessions Judge II-cum-Special Judge, Excise Act, Sitamarhi in connection with Mahindwara P.S. Case No.51 of 2021 subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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