

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23020 of 2021

Arising Out of PS. Case No.-3 Year-2021 Thana- KADAMKUAN District- Patna

Pintu Yadav @ Rahul Raj Son of Lal Babu Yadav Resident of Mahmudi Chak
Road No. 10, Rajendra Nagar, P.S.- Kadam Kuan, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jagjit Roshan

For the Opposite Party/s : Mr.AAP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 28-01-2022 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Kadam Kuan P.S. Case no. 03 of 2021 instituted for the
offence under Section 30(a) of the Bihar Prohibition and Excise
Act.

The prosecution case relates to recovery of 16.200
litres of IMFL from dickey of desire car bearing Registration
No. BR01EX-2207. Petitioner was driver of the alleged car.

Learned counsel appearing on behalf of the petitioner



has submitted that petitioner is innocent and has committed no offence. Petitioner has been falsely implicated in this case. Petitioner has no concern with the alleged recovery or with the vehicle in question. He was simply a driver. He has no criminal antecedent.

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

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Kadam Kuan P.S. Case no. 03 of 2021, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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