

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27285 of 2021**

Arising Out of PS. Case No.-731 Year-2020 Thana- KANKARBAG District- Patna

BAJRANGI KUMAR S/O LATE RADHESHYAM RAI R/O GAYATRI
MANDIR, JHOPARPATTI, P.S.-KANKARBAGH DISTRICT PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prashant Kumar
For the Opposite Party/s : Mr.APP

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

4 23-03-2022 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 Kankarbagh P.S. Case no. 731 of 2020 instituted for the offence under Sections 272 and 273 of the Indian Penal Code and 30(a) of the Bihar Prohibition of Excise Act.

Prosecution case relates to recovery of 21 litres of IMFL from the hut of co-accused Gopi Mallick, who has disclosed that petitioner is involved in trade of illicit wine.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has got no criminal antecedent. Petitioner has no concern with the alleged recovery or with the place of



occurrence. The name of the petitioner has been disclosed in this case by the co-accused, namely, Gopi Mallick, who was arrested on spot. Neither the petitioner was arrested nor any incriminating article has been recovered from his possession.

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 Kankargabh P.S. Case no. 731 of 2020, 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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