

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29926 of 2021

Arising Out of PS. Case No.-586 Year-2019 Thana- GAYA KOTWALI District- Gaya

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BELCHU KUMAR @ RAVINDRA SINGH Son of Kauleshwar Singh
Resident of Village - Kirani Ghati, Police Station - Kotwali, District - Gaya.
... .. Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

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Appearance :

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

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-02-2022 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 Kotwali P.S. Case no. 586 of 2019 instituted for the offence
under Sections 420, 406 and 34 of the Indian Penal Code and
Sections 30(a), 54 and 57 of the Bihar Prohibition and Excise
Act.

As per allegation in the FIR, several accused persons
were unloading contraband liquor from the truck to the house of



co-accused Gautam Kumar. A raid over vehicle and house of Gautam Kumar were conducted and several co-accused were apprehended. Gautam Kumar has disclosed the name of the petitioner as his business partner.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. The alleged vehicle belongs to main accused Gautam Kumar, against whom there is specific allegation of involvement in business of liquor. Petitioner has no concern with the alleged liquor or with the vehicle in question. He has got no criminal antecedent. The name of the petitioner has been disclosed in this case by the co-accused, namely, Gautam Kumar, which has got no evidentiary value in the eye of law.

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 Kotwali P.S. Case no. 586 of 2019, 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 Additional Sessions Judge-II-cum-Special Judge of Excise Act, Gaya subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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