

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32490 of 2021

Arising Out of PS. Case No.-36 Year-2021 Thana- PATNA CITY CHOWK District- Patna

JIMMY KUMAR @ ANKIT KUMAR SINGH @ JIMMY SINGH Son of
Late Akhilesh Thakur Resident of Village- Raghapur, P.S.- Bhapatiyahi,
District- Supaul, At present Renter of Jaykanth Ray, Bag Lodan Gali, P.S.-
Chowk, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad

For the Opposite Party/s : Mr.Nagendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 24-02-2022 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 Excise Special Case No. 857 of 2021 instituted for the
offence under Sections 30(a)/32/41(1)/41(ii) of the Bihar
Prohibition and Excise Act.

Prosecution case relates to recovery of 1120.41 litres
of IMFL from the house of co-accused Jaykant ray.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has falsely been implicated in this case. He has got
no criminal antecedent. Petitioner has no concern with the



alleged recovery or with the place of occurrence. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious 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 Special Case No. 857 of 2021 arising out of Chowk P.S. Case No. 36 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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