

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33176 of 2022

Arising Out of PS. Case No.-5 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Gopalganj

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Amarjeet Kumar S/O Subash Sahi R/O Village- Balathari, P.S.- Kuchaikot,
District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjeet Kumar Pandey
For the Opposite Party/s : Mr.Narsingh Tanti

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 03-11-2022 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Section 30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 302.40 litres of Indian

made Foreign Liquor from a pick-up van. The petitioner

is owner of the vehicle.

It is submitted by learned counsel for the

petitioner that petitioner was not apprehended from the

spot. Nothing has been recovered from the conscious



possession of the petitioner. It is further submitted that one Dilip Dubey has sworn an affidavit to the effect that he had purchased the vehicle of the petitioner on 15.01.2018 after paying consideration amount of Rs. 1,82,000/- and the petitioner has no concern with the said vehicle. A supplementary affidavit to that effect has been filed. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

The petitioner is directed to deposit a sum of Rs. 25,000/-(Rupees Twenty Five Thousands) in the District Legal Services Authority, Gopalganj.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional District Judge-IV-cum-Special Excise Court No. II, Gopalganj in connection with



Excise Case No. 05 of 2021, subject to the conditions as
laid down under Section 438(2) of the Cr.P.C.

The bail bond of the petitioner shall be accepted
by the learned Court below on showing receipt of deposit
of Rs. 25,000/-(Rupees Twenty Five Thousands) in
District Legal Services Authority, Gopalganj.

(Sunil Kumar Panwar, J)

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