

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.37266 of 2022**

Arising Out of PS. Case No.-580 Year-2021 Thana- MANER District- Patna

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Pankaj Kumar @ Kallu, Son Of Lakhi Mahto @ Lakkhi Mahto R/O Village-  
Munshepur, P.S.- Maner, District- Patna

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Bhola Prasad

For the Opposite Party/s : Ms. Pushpa Sinha

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      23-08-2022                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in anticipation of his arrest in  
a case registered for the offences punishable under Sections  
30(a), 36 and 41(i)(ii) of the Excise Act.

The learned counsel for the petitioner submits that the  
petitioner is a person with clean antecedent and the allegation is  
of recovery of 2148.75 litres of liquor from a truck and a  
Scorpio vehicle from paved road of Jamunia Tola.

The learned counsel for the petitioner submits that the  
petitioner was not arrested from the spot, as such, nothing was  
recovered from his conscious possession. It is next submitted  
that petitioner is neither the owner, nor the driver of either the  
truck or the Scorpio vehicle and his name transpired in the



confessional statement of Rajiv Ranjan @ Golu in police custody which has no evidentiary value.

The learned Additional Public Prosecutor opposes the anticipatory bail application.

Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 2,000/- (Rupees Two Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Maner P. S. Case No.580 of 2021, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

**(Satyavrat Verma, J)**

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