

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52621 of 2021

Arising Out of PS. Case No.-282 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Siwan

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BHAGIRATH PRASAD S/o Late Gaya Sah R/o village- Pachrukhi, P.S.-
Pachrukhi, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey
For the Opposite Party/s : Mr. Renuka Ratnakar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 08-04-2022 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with CIII 282 of 2019 registered under Sections 30(a)/37(b) of
the Bihar Prohibition and Excise Act.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case. The petitioner has gifted the
motorcycle in question to his son-in-law Mantu Kumar Gupta
and the said Mantu Kumar Gupta along with co-accused Bablu
Kumar were going to their relative's house but in the way
during the checking of vehicle some scuffle took place between
co-accused and the police, as a result of which, the petitioner



has been made accused in the instant case. Further he submits that in the first information report, nothing has been alleged against this petitioner. Petitioner has no criminal antecedent.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of the Additional Sessions Judge-II-cum-Special Judge, Excise, Siwan in connection with Complaint Case No. C-III 282 of 2019 subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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