

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.44549 of 2022**

Arising Out of PS. Case No.-330 Year-2020 Thana- BAUNSI District- Banka

Rahul Kumar Son Of Late Narmadeshwar Singh R/V- Lagma, P.S- Jamui,  
Dist- Jamui At Present Residing In The House Of Nand Kumar Jha, S/O  
Vishnu Deo Jha, R/O Village- Baunsi Panda Tola, P.S- Bounsi, Dist- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ajit Ranjan Kumar

For the Opposite Party/s : Mr.Akshay Lal Pandit

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      04-11-2022                      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  
Sections 30(a) of the Bihar Prohibition & Excise Act.

There is recovery of one litre of country made  
liquor from a motorcycle and one person was  
apprehended who disclosed his name as Nand Kumar  
Jha who disclosed the name of the petitioner as owner of  
the motorcycle.

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. The petitioner has already sold the aforesaid motorcycle to Nand Kumar Jha on 14.09.2020. Photocopy of the sale letter is annexed as Annexure-2 of the petition. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the meager quantity of illicit liquor, 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 & Sessions Judge-II, Banka in connection with Bounsi P.S. Case No. 330 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

**(Sunil Kumar Panwar, J)**

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