

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4657 of 2021

Arising Out of PS. Case No.-227 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Rahul Kumar Son Of Vinod Mahto Resident Of Village - Khoksa, Ward No
16, P.S. - Bibhutipur, District - Samastipur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy
For the Opposite Party/s : Ms. Meena Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

7 28-01-2022 Heard learned counsel for the petitioner,

complainant and learned APP for the State.

Learned counsel for the petitioner is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

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 133.20 litres of Indian



made foreign liquor from a Maruti Swift Car. The petitioner is alleged to have fled away from the place of seizure.

It is submitted by learned counsel for the petitioner that nothing has been recovered from the conscious possession of the petitioner and only on the confession of the apprehended accused person, the petitioner has been roped in the present case. The petitioner has no concern either with the apprehended accused person or the contraband or the seized car. A statement to that effect has been made in para 3 of the supplementary affidavit filed on behalf of the petitioner. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the aforesaid facts, 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-II-cum-Special Judge, Excise Act, Samastipur in connection with Excise Case No. 227 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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