

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48654 of 2022

Arising Out of PS. Case No.-160 Year-2021 Thana- GOVINDPUR District- Nawada

Rauky Kumar @ Rauky Gupta @ Rauky Kumar Gupta S/O Chintaman Saw
Resident Of Village- Ward No-2, Karma, P.S.- Kodrma, District- Kodarma
(Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar

For the Opposite Party/s : Mr.Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-11-2022 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),
41 of the Bihar Prohibition & Excise Act.

There is recovery of 19.125 litres of Indian made
foreign liquor from a motorcycle and two persons were
apprehended who disclosed their name as Saurabh Kumar
and Chandan Kumar. They named the petitioner as person
to whom they use to buy liquor.

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 name of the petitioner transpired in this case only on the basis of confessional statement of co-accused persons. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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 Exclusive Special excise Judge I, Nawada in connection with Govindpur P.S. Case No. 161 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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