

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49869 of 2022

Arising Out of PS. Case No.-52 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Lakhisarai

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PREM SHANKAR SINGH Son of Gopi Nath Singh Resident of Quarter No.-
4, Sector - 3/D, Post - Sector - 3, Bokaro Steel City Bokaro, Jharkhand -
827003.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

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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 instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Excise P.S. Case no. 52C/2021 instituted for the offence
under Sections 30(a), 32, 41, 56(a), 56(b) of the Bihar
Prohibition of Excise Act.

Prosecution case relates to recovery of 357.75 litres of
illicit wine from the car of the petitioner and two persons were
arrested on spot.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. Petitioner has no



concern with the alleged recovery. Only on the basis of ownership of the alleged car, he has been implicated in the present case. Neither the petitioner was arrested nor any incriminating article has been recovered from his possession.

Learned APP appearing for the State has opposed the prayer of Bail.

The petitioner is directed to pay an amount of Rs. 40,000/- in the account of concerned DLSA.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Excise P.S. Case no. 52C/2021, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-2-cum-Additional District & Sessions Judge-2, Lakhisarai, Bihar subject to the conditions as laid down under section 438(2) of the Cr.P.C.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 40,000/- (fourty thousand) by the petitioner in the account of the



concerned DLSA.

(Sunil Kumar Panwar, J)

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