

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59324 of 2021

Arising Out of PS. Case No.-199 Year-2020 Thana- MUFFASIL District- Aurangabad

KAMLESH KUMAR S/o- LATE KRISHNA RAM Resident of Village-
Ramnagar Tola, P.S.- Daltenganj, District- Palamu (Jharkhand)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar, Adv.
For the Opposite Party/s : Ms. Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 15-04-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Muffasil P.S. Case No. 199 of 2020 registered under Section
30(a) of Bihar Excise Act.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case. Further submission is that the
name of the petitioner has transpired merely on the confessional
statement of co-accused Gopal Singh. Though, the petitioner is
the owner of the vehicle, but he did not know his vehicle was
being used by the driver in transportation of incriminating
articles. Further he submits that on perusal of first information
report, it appears that the driver of the vehicle used to carry the

incriminating articles of one Shakti Kumar. Petitioner has no criminal history.

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 District and Sessions Judge-II-cum-Special Judge, Excise, Aurangabad in connection with Muffasil P.S. Case No. 199 of 2020, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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