

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52442 of 2022

Arising Out of PS. Case No.-281 Year-2021 Thana- NADI P.S. District- Patna

SANDEEP KUMAR S/o Bhuneshwar Ray R/o village- Jethuli, P.S.- Nadi,
District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr. Arun Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 14-10-2022 Heard learned counsel for the petitioner and learned A.P.P.
for the State through the virtual Court proceedings.

Let the defect(s), if any, be removed within a period of
four weeks.

The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 30(a), 34, 36, 41 and 44 of
the Bihar Prohibition and Excise (Amendment) Act, 2018.

Learned counsel for the petitioner submits that petitioner
is a person with clean antecedent.

Allegation is of recovery of 100 litres of spirit and empty
bottles from the brick hut of Bhuneshwar Ray, 50 litres of spirit and
empty bottles and 66.375 litres of liquor from Rajiv Kumar's brick
hut and 84.75 litres of liquor and 40 litres of spirit from the house of
Loknath Rai.

Learned counsel for the petitioner submits that petitioner
has been falsely implicated in the present case and he was not



arrested from the spot, as such, nothing was recovered from his conscious possession. Learned counsel further submits that petitioner, being the son of Bhuneshwar Ray, came to be implicated. Learned counsel also submits that petitioner was completely unaware that his father was indulging in such activity.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.2,000/- (Rupees Two Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Special Case No. 6197 of 2021 arising out of Nadi P.S. Case No. 281 of 2021, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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