

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62681 of 2022**

Arising Out of PS. Case No.-308 Year-2022 Thana- SIWAN MUFFASIL District- Siwan

PINTU KUMAR GUPTA @ PINTU KR. GUPTA SON OF DURGA SAH
R/O VILLAGE- AKOPUR, P.S.- MAHADEVA, O.P., DISTRICT- SIWAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raghav Prasad, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 25-11-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual Court proceedings.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 30(a) of the Bihar Excise Act.

Learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and allegation is of recovery of 218.610 litres of liquor from a Centro Car.

Learned counsel for the petitioner submits that the petitioner was not apprehended from the spot as such nothing was recovered from his conscious possession, it is next submitted that he came to be implicated as he is owner of the alleged vehicle, it is next submitted that petitioner was completely unaware that Ankesh and Sukesh, who had taken the



vehicle, would misuse the same in the manner alleged, as no prudent man would use his own vehicle for committing a crime and thus creates evidence against himself, it is also submitted that the said Ankesh and Sukesh even in the confessional statement falsely implicated the petitioner.

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 trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 1,000/- (Rupees One Thousand) with two sureties of the like amount to the satisfaction of the learned trial court where the case is pending/successor court in connection with Siwan Muffasil (Dhanauti O.P.) P.S. Case No. 308 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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