

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65950 of 2022

Arising Out of PS. Case No.-397 Year-2021 Thana- DARIYAPUR District- Saran

Krishna Rai Son of Dharam Ray R/V- Pojhi, P.S- Derni, Dist- Saran at Chapra

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance:

For the Petitioner : Mr. Radha Mohan Singh, Advocate
For the Opposite Party : Mr. Pushpa Sinha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 16-12-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner apprehends his arrest in a case registered for the offences punishable under Sections 120B, 467, 468, 469, 471 of Indian Penal Code and sections 30, 30(a), 38 and 41 of Bihar Prohibition and Excise Act, 2016.

As per prosecution case, 2590 litres of spirit has been recovered from truck and scooty.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. Petitioner is neither the driver nor owner of the alleged vehicles in question. No incriminating material has been recovered from the conscious possession of the petitioner. Name of the petitioner transpired during the course of investigation. Petitioner has got



no criminal antecedent.

Considering the aforesaid facts and circumstances, let the above named petitioner in the event of his arrest/surrender before the Court below within a period of thirty days from the date of receipt/production of copy of this order, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge, cum 1st Exclusive Special Judge (Excise), Saran at Chapra, in connection with Dariyapur P.S. Case No. 397 of 2021, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

Shahnawaz/-

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