

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67842 of 2022**

Arising Out of PS. Case No.-507 Year-2021 Thana- RUNISAIDPUR District- Sitamarhi

Rambabu Sahni, Son Of Raghunath Sahni R/V And P.O. Koahi, P.S.-
Mahindwara, District- Sitamarhi

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh
For the Opposite Party/s : Mr. Satya Nand Shukla

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

2 09-12-2022 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The petitioner seeks bail in anticipation of his arrest in
a case registered for the offences punishable under Sections
30(a), 36, 41(1) of the Excise Act, 2016.

The learned counsel for the petitioner submits that the
petitioner has antecedent of four cases and the allegation is of
recovery of 4186.08 litres of liquor from a truck.

The learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession. It is next submitted
that he came to be implicated based on secret information which
is the easiest way to implicate someone. It is also submitted that
petitioner was implicated because of his antecedent and he is



neither the owner nor the driver of the alleged seized truck.

Learned A.P.P. opposes the bail application.

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, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Runnisaidpur P. S. Case No.507 of 2021, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

However, the learned trial Court before accepting the bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is found that petitioner has antecedent of more than four cases, then the present anticipatory bail order shall not be acted upon.

(Satyavrat Verma, J)

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