

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68389 of 2022

Arising Out of PS. Case No.-432 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Sujeet Kumar @ Dhalo Son Of Dani Singh @ Dhoni Singh R/O Village-
Simariya, P.S.- Barauni (Chakia O.P.), District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam

For the Opposite Party/s : Mr.Manoj Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

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

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Muffasil P.S. Case no. 432 of 2022 instituted for the
offence under Section 120B of the Indian Penal Code and
Section 30(a) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of total 918 liters
foreign liquor from a Pickup vehicle without Reg. No.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. Petitioner has no concern with the alleged recovery of
illicit foreign liquor. It is further submitted vide para 8 of the
petition that petitioner is neither owner nor the driver of the



vehicle in question from where the recovery has been made. The name of the petitioner has been disclosed in this case by the apprehended co-accused namely, Rakesh Kumar, who was the driver of the said vehicle. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Muffasil P.S. Case no. 432 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-I, Begusarai subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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