

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26256 of 2023

Arising Out of PS. Case No.-169 Year-2019 Thana- SALIMPUR District- Patna

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GOPAL KUMAR @ GOPAL RAI SON OF DINESHWAR RAI R/O
VILLAGE- PACHPARIYA, P.S.- RUSTAMPUR (O.P.), DISTRICT-
VAISHALI, AT PRESENT ALAMPUR, SABALPUR, P.S.- NADI,
DISTRICT- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Usha Kumari Singh, Advocate

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-05-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 30(a),
32(1)(2)(3) and 41(1) of the Bihar Excise Act.

Learned counsel for the petitioner submits that the
petitioner has antecedent of two cases and allegation is of
recovery of 5328 liters of liquor from a truck.

Learned counsel for the petitioner submits that the
petitioner was not arrested from the spot as such nothing was
recovered from his conscious possession, it is next submitted
that the petitioner is not named in the F.I.R nor is the owner of
the truck.



The learned counsel for the petitioner next draws the attention of the Court to *Annexures-2, 3 and 4* of the anticipatory bail application to submit that similarly situated co-accused persons have been granted anticipatory bail as well as regular bail.

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. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Salimpur P.S. Case No. 169 of 2019 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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