

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31666 of 2023

Arising Out of PS. Case No.-243 Year-2019 Thana- JOGBANI District- Araria

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RANJEET KUMAR @ RANJEET KUMAR YADAV S/O GANGA PRASAD
YADAV R/O Village- Rampur, P.S- Baluwa Bazar, Distt.- Supaul (Owner of
the Motorcycle Registration No. BR38D-5425, Chesis No.
MD2DHDH22UCG94579, Engine No. DHGBUG-93001).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha

For the Opposite Party/s : Mr. Anand Kishore Choudhary

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 23-05-2023 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) and
38(I) 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 39.9 liters of liquor from a motorcycle and the
accused fled.

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 the petitioner had sold his motorcycle to Md.
Shahbaz in the year 2018 i.e., much prior to the date of the



occurrence, it is further submitted that had the petitioner being the owner of the motorcycle then definitely, as a prudent person, would not have used his own vehicle for committing a crime and thus would have created evidence against himself and hence would get implicated easily when admittedly, the petitioner is a person with clean antecedent.

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 each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Jogbani P.S. Case No. 243 of 2019 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

HarshPandey/-

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