

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48020 of 2023

Arising Out of PS. Case No.-549 Year-2022 Thana- BIKRAM District- Patna

Raj Kumar Singh @ Raj Kumar @ Chote S/O Late Vijay Sharma @ Vijay
Singh R/O Village- Moriawan, P.S- Bikram, Distt.- Patna.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhukar Anand

For the Opposite Party/s : Ms.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 27-07-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Sections 467, 468, 420, 120(B) of the I.P.C. and Sections 30(a)
(b), 32(2)(3), 36, 41(i)(ii), 56 and 62 of the Excise Act.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of four cases and the allegation is
of recovery of 7747.74 litres of liquor from the warehouse of the
petitioner and from a Santro car.

4. 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 warehouse is in the name of his wife, the same was given



on rent to one Puskar Kumar @ Suddu, as such, the petitioner was not aware that the tenant would misuse the premises in the manner as alleged in the F.I.R. It is next submitted that no prudent person would use his own vehicle for committing a crime and thus, would create evidence against himself and hence, would get implicated. It is further submitted that the co-accused Chandani Devi and Rekha Devi have been granted privilege of anticipatory bail by order dated 16.05.2023 in Cr. Misc. No.25922 of 2023. The learned counsel submits that prior to this case, no case under the Excise Act was instituted against the petitioner, though there were four antecedents against the petitioner.

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

6. 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. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Danapur, Patna in connection with Bikram P. S. Case No.549 of 2022, subject to the conditions laid down under Section 438(2) of the



Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

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