

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50833 of 2023

Arising Out of PS. Case No.-230 Year-2023 Thana- GARKHA District- Saran

Bablu Singh@ Bablu Kumar Singh, S/O Sudarshan Singh R/O Village-
Garkha, P.S- Garkha, Distt.- Saran.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anjani Parashar

For the Opposite Party/s : Mr.Surendra Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 07-08-2023 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 30(a), 41, 36 of the Excise Act.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of two cases and the allegation is
of recovery of 2727.36 litres of liquor from a truck.

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 and he came to be
implicated at the instance of Chaukidar with whom he is on an
inimical term. It is next submitted that it appears that Chaukidar
in order to save the real culprit falsely implicated the petitioner



because of his antecedent. It is next submitted that police in a mechanical manner is implicating the accused persons in cases of Excise Act. It is next submitted that 80 per cent of the cases the accused persons are being implicated at the instance of Chaukidar. It is next submitted that petitioner is not the owner of the truck.

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. 1,000/- (Rupees One Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District & Sessions Judge- 2nd-cum- 1st Exclusive Special Excise Court, Saran in connection with Garkha P. S. Case No.230 of 2023, 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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