

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49572 of 2023

Arising Out of PS. Case No.-85 Year-2023 Thana- KALYANPUR District- Samastipur

JALANDHAR KUMAR SINGH SONOF RAM BRIKSH SINGH R/O-
MURUWATPUR, WARD NO. 3, P.S.-MAHNAR, DISTT.-VAISHALI,
BIHAR-844506

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Piyush Kumar Pandey

For the Opposite Party/s : Mr. Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 11-08-2023 Heard Mr. Piyush Kumar Pandey, learned counsel
for the petitioner and Md. Md. Fahimuddin, learned Additional
Public Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with
Kalyanpur PS Case No. 85/2023 dated 21.03.2023 registered for
the offence punishable under Sections 30(a) of Bihar Prohibition
& Excise Act 2022 (Amended).

3. The police intercepted a *Hundai* Car bearing
Registration No. BR01A X0584 and recovered altogether
86.160 litres of illicit liquor. Two persons sitting in the car
succeeded in fleeing away.

4. Learned counsel for the petitioner submits that the
petitioner has been made accused on the basis of being owner of
the said car. According to the petitioner, the car was given to his



friend for his personal use for some time and he had no idea that his car will be used in transportation of the liquor. Learned counsel further submits that the petitioner was not aware about the fact that illicit liquor was being carried in the car. Petitioner is having clean antecedent.

5. Having regards to the submissions made by the parties and taking into consideration the fact that the car in question was given by the petitioner to his friend for some personal use and the petitioner has got clean antecedent, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, let the petitioner, named above, in the event of arrest or surrender within four weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-1, Samastipur in connection with Kalyanpur PS Case No. 85/2023, subject to the condition as laid down under Section 438(2) CrPC.

(Anil Kumar Sinha, J)

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