

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.55937 of 2023**

Arising Out of PS. Case No.-241 Year-2020 Thana- SAHEBPUR KAMAL District-  
Begusarai

Md. Zubair Alam @ Zubair Alam, Son Of Hajrat Umar Village- Baniyatola  
Shikarpur Ps- Shikarpur Dist- Uttar Dinajpur W.B

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Pushpendra Kumar Singh  
For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

- 2      25-08-2023                      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  
Section 120(B) of the I.P.C. and Sections 30(a), 32, 41(i) of the  
Excise Act.
3. The learned counsel for the petitioner submits that  
the petitioner is a person with clean antecedent and the  
allegation is of recovery of 675 litres of liquor from a Bolero  
pick-up vehicle and 36 litres of liquor from a Tata 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 and he came to be



implicated based on confessional statement of Amar Kumar and Saurabh Kumar in police custody, which does not have any evidentiary value. It is next submitted that petitioner is not the owner of the seized vehicle.

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 Exclusive Special Excise Judge-II, Begusarai in connection with Sahebpur Kamal P. S. Case No.241 of 2020, 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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