

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6272 of 2024

Arising Out of PS. Case No.-497 Year-2023 Thana- KATEYA District- Gopalganj

Wakil Rai S/o Dharmnath Ray R/o - Jalalpur kala ward no-11, P.S. -
Sindhwaliya, Dist. - Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Adarsh Ranjan

For the Opposite Party/s : Mr. Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Kateya P.S. Case No.497/2023 dated 24.11.2023, registered
for the offence punishable under Sections 30(a) of Bihar
Prohibition and Excise Amendment Act, 2018.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and an allegation is
of recovery of 129.600 litres of liquor from a car. It is next
submitted that the petitioner was not arrested from the spot as
such nothing was recovered from his conscious possession. It is
further submitted that petitioner being the owner of the vehicle
came to be implicated in a mechanical manner when Sunil
Paswan was apprehended from the place of occurrence. It is



thus submitted that petitioner was completely unaware that his friend Sunil would misuse the vehicle in the manner as alleged.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. 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 from today, be released on anticipatory bail on furnishing bail bonds of Rs.500/- (Rupees Five hundred) with two sureties of the like amount each to the satisfaction of the learned Special Excise Court No.1, Gopalganj in connection with Kateya P.S. Case No.497/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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