

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15958 of 2024

Arising Out of PS. Case No.-559 Year-2023 Thana- GORAUL District- Vaishali

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MUKESH RAI @ MUKESH KUMAR @ MUKESH KUMAR SINGH S/O
LAXMAN RAI R/O VILLAGE- MAHUA SINGH RAI, P.S- MAHUA,
DISTT.- VAISHALI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anish Kumar

For the Opposite Party/s : Mr. Rajesh Kumar

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 13-03-2024 1. Heard learned counsel for the petitioner and learned A.P.P. for the State.
2. The petitioner apprehends his arrest in a case registered for the offences punishable under Section 414 of the Indian Penal Code read with Section 30(a), 32(ii) and 41(i) of the Bihar Excise Act.
3. Learned counsel for the petitioner submits that the petitioner has antecedent of seven cases and allegation is of recovery of 4848.72 liters of liquor from a truck.
4. Learned counsel for the petitioner submits that the petitioner was not arrested from the spot as such nothing was recovered from his conscious possession and he is neither the driver nor the owner of the vehicle. It is further submitted that



he came to be implicated based on secret information which is the easiest way to implicate someone. It is further submitted that it appears that the police in order to save the real culprits, falsely implicated the petitioner taking advantage of his antecedent.

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

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 trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 35,000/- (Rupees Thirty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Goraul P.S. Case No. 559 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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