

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 22710 of 2024

Arising Out of PS. Case No.-1099 Year-2023 Thana- Excise P.S. District- Siwan

NAVEEN KUMAR SHARMA SON OF RAM RATTAN SHARMA Resident
of - B-23 (UGF), DDA Market, New Rajendra Nagar, VTC, Rajendra Nagar,
P.O. - Rajendra Nagar, P.S. - Rajendra Nagar, Sub District - New Delhi,
District - Central Delhi, Delhi - 110060

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Kant

For the Opposite Party/s : Mr. Rana Randhir Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 01-04-2024 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 offence punishable under Section 30(a) of Bihar
Prohibition and Excise Act, 2018.
3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and allegation is of
recovery of 817.500 litres of liquor from a bus. It is next submitted
that petitioner was not arrested from the spot as such nothing was
recovered from his conscious possession and is a businessman and
he came to be implicated based on the fact that he is owner of the
seized bus. It is next submitted that no prudent person would use
his own vehicle for committing an occurrence and thus would



create evidence against himself and hence would get implicated. It is next submitted that the petitioner was completely unaware that his driver Rakesh along with Vikash and Ravindra would misuse the vehicle in the manner as alleged, when petitioner admittedly is a person with clean antecedent. It is also submitted that no prudent businessman would disrepute to his own business by indulging in such activity.

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 trial court where the case is pending/successor court in connection with Siwan Excise P.S. Case No.1099/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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