

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52272 of 2024

Arising Out of PS. Case No.-129 Year-2023 Thana- KORMA District- Sheikhpura

Raushan Kumar Son of Dheena Ram R/O Vill.- Ramnubigha, P.S.- Mehua,
Dist.- Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bipin Kumar, Advocate

For the Opposite Party/s : Md. Nazir Ansari, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 21-08-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Korma P.S. Case No.129 of 2023 instituted under Sections 30(a)
and 32 of the Bihar Prohibition and Excise Act.

3. As per prosecution case, 10 litres country made liquor
was recovered from Honda motorcycle and two accused
persons, namely, Amarjeet Kumar and Gore Manjhi were
apprehended on the spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case due to the reason that he is the owner of the seized
motorcycle. The said motorcycle was being driven by co-
accused Amarjeet Kumar (younger brother of the petitioner) and



the petitioner had no knowledge about illicit liquor. There is no recovery of liquor from conscious possession of the petitioner and he has no concern with the recovered liquor. The petitioner has one criminal antecedent in which he is on bail. The petitioner undertakes to cooperate in the investigation.

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

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, Sheikhpura in connection with Korma P.S. Case No.129 of 2023 subject to the conditions as laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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