

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52397 of 2024

Arising Out of PS. Case No.-205 Year-2024 Thana- GARDANIBAG District- Patna

Akbar Alam Khan @ Akhbar Alam Khan Son of Gul Mohammad Khan R/O
57, ward no. 18, Near Masjid, Bauli Mohalla, P.s.- Phulwari Sharif, Dist.-
Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Priyanka Singh, Advocate
For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 31-08-2024 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 u/s 30 (a), 36 of Bihar
Prohibition and Excise Act.

3. Altogether 181.44 liters of foreign liquor is said to
have been recovered from the car.

4. It is submitted by learned counsel for the petitioner
that the petitioner is quite innocent and has committed no
offence. Learned counsel for the petitioner further submits that
the petitioner is made accused because he is the owner of the
said car. Nothing has been recovered from the conscious
physical possession of the petitioner. He has no concern either



with the seized liquor or any trade of liquor. He was not apprehended on the spot and his name transpired in the case on suspicion. The petitioner has no criminal antecedent.

6. Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Court below, where the case is pending/Successor court, in connection with Gardanibagh P.S. Case No. 205 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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