

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50900 of 2024

Arising Out of PS. Case No.-231 Year-2024 Thana- GORAU District- Vaishali

Raja Kumar @ Raja S/o Surendra Singh Proprietor of Raja Store, Belsar, R/o
vill - Karneji, P.S. - Vaishali (O.P Belsar), Distt. - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr .Sharda Kumari, 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 Goraul P.S. Case No. 231 of 2024 instituted under Sections
30(a), 32(ii), 41(i) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, 734.4 litres illicit
Indian-made foreign liquor was recovered from the pick-up van
and the apprehended person revealed that the petitioner had
given the said pick-up van to him.

4. Learned counsel for the petitioner submits that the
petitioner having no criminal antecedent has been falsely
implicated in this case. Except confessional statement of other
co-accused who was arrested, there is nothing material against
the petitioner. The petitioner was not present on the spot nor any



incriminating article has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the seized pick-up van or illicit liquor as well as the other accused persons. The petitioner undertakes to co-operate in the investigation and the trial.

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 upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount to each to the satisfaction of the learned Exclusive Special Excise Court No.1-Cum-Additional District and Sessions Judge, Vaishali at Hajipur in connection with Goraul P.S. Case No. 231 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

Harshita/-

(Sunil Dutta Mishra, J)

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