

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52686 of 2024

Arising Out of PS. Case No.-150 Year-2023 Thana- JURAWANPUR District- Vaishali

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Chaali Kumar @ Ranjan Kumar, Son of Mirjanand Rai @ Mirja Rai, R/O
Vill.- Bishanpur Said Ali, P.S.- Bidupur, Dist.- Vaishali

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Aniket Singh, Advocate

For the Opposite Party/s : Mr. Braj Kishore Prasad, (APP)

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 28-08-2024 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner apprehends his arrest in connection
with Judawanpur P.S. Case No. 150 of 2023 dated 01.10.2023
registered for the offence punishable under Section 30(a) of
Bihar Prohibition & Excise Act.

3. Mr. Aniket Singh, learned counsel for the petitioner
submits that the petitioner has been falsely implicated in this
case and he was not apprehended from the place of occurrence
and the name of the petitioner has surfaced due to disclosure
made by the apprehended co-accused. It is further submitted
that the petitioner is neither the owner of the alleged vehicle nor



he was rider of the alleged vehicle at the time of recovery and nothing has been recovered from his possession and there was no independent witness at the time of preparing of seizure list and he has got no criminal antecedent.

4. Mr. Braj Kishore Prasad, learned APP appearing for the State has opposed the bail prayer.

5. Having considered the submissions noted-above and mainly the facts that in respect of petitioner's involvement in the alleged crime relating to the smuggling of the illicit liquor on a motorcycle the prosecution is mainly relying upon the statement made by the apprehended co-accused and the petitioner has taken the plea that he is not the owner of the seized motorcycle and has not remained involved earlier in any similar type of occurrence like the present matter and further he is said to be 20 years old person, in my opinion, the petitioner has made out a good case for the relief he has sought and deserves to the privilege of anticipatory bail. Accordingly, let the petitioner named-above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail in connection with Judawanpur P.S. Case No. 150 of 2023 on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like



amount each to the satisfaction of the Court concerned, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Shailendra Singh, J)

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