

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67260 of 2024

Arising Out of PS. Case No.-81 Year-2024 Thana- KARPURIGRAM District- Samastipur

Rajeev Kumar Singh @ Chhotu Singh @ Chhotu Son of Awadhesh Singh @
Awadhesh Kumar Singh @ Awadhesh Kumar Singh Village- Shambhupatti,
P.S.- Karpurigram, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Singh, Advocate

For the Opposite Party/s : Mr.Pradeep Narain Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 13-09-2024 1. Heard learned counsel for the petitioner as well as
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Sections 30(a), 32, 36, 41 of the Bihar Prohibition and Excise
Act in connection with Karpurigram P.S. Case No.81 of 2024.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent twelve cases and allegation is of
recovery of 3582 liters of liquor from a truck.

4. It is next submitted that petitioner was not arrested
from the spot as such nothing was recovered from his conscious
possession and is not the owner of the seized vehicle and he
came to be implicated based on secret information which is the
easiest way to implicate some. It is next submitted police in



majority of the cases implicates either at the instance of the 'Chowkidar', local person, secret information or confessional statement in a mechanical manner without holding proper investigation. It is also submitted that once a person is implicated in a case relating to excise, in that event the police starts implicating mechanically and at times to save the real culprits.

5. The learned APP for the State opposes the anticipatory bail application.

6. 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, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.60,000/- (Rupees Sixty Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise-I, Samastipur in connection with Karpurigram P.S. Case No.81 of 2024, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. It is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is



found that petitioner has antecedent of more than twelve cases,
in that event, the present anticipatory bail order shall not be
given effect.

8. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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