

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63675 of 2024

Arising Out of PS. Case No.-1022 Year-2023 Thana- LAKHISARAI District- Lakhisarai

Gopal Saw S/o Bhagwan Saw Resident of Mohalla - Sansar Pokhar, Yadav
Tola, Ward No. 17, P.S.- Kabaiya, District - Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Adv.

For the Opposite Party/s : Ms. Pushpa Sinha, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Lakhisarai (Kabaiya) P.S. Case No. 1022 of 2023 registered
under Sections 30(a) and 45 of Bihar Excise Act.

3. As per prosecution case, 45 liters illicit liquor has been
recovered from Luna Motorcycle bearing Reg. No. BR53-F-
1696.

4. Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case due to suspicion. Further
submission is that petitioner is neither the owner nor the driver
of the seized motorcycle. Petitioner has no concern with the
seized illicit liquor. Nothing has been recovered from the



conscious possession of the petitioner. Petitioner has got one criminal antecedent of similar nature, in which he is on bail.

5. Learned A.P.P. for the State opposed the prayer for bail.

6. Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, on furnishing bail bond of Rs. 10,000 (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-IV-cum-Exclusive Special Excise Court No. 1, Lakhisarai in connection with Lakhisarai (Kabaiya) P.S. Case No. 1022 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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