

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69330 of 2024

Arising Out of PS. Case No.-67 Year-2024 Thana- PIPRIYA District- Lakhisarai

Gopal Singh @ Bilaiya son of Rajendra Singh Village- Walipur, Ps- Pipariya,
Dist- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Prasad, Adv.

For the Opposite Party/s : Ms. Dilip Kumar No.1, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 22-10-2024 Heard Mr. Umesh Prasad, learned counsel for the
petitioner and Mr. Dilip Kumar No.1, learned A.P.P. for the
State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 30(a) of
the Bihar Prohibition and Excise Act.

3. Altogether 165.750 litres of foreign liquor has been
recovered from straw house of co-accused Shtrughan Singh.

4. It is submitted by learned counsel for the petitioner
that the petitioner is quite innocent and has committed no
offence. No incriminating article has been recovered from
conscious physical possession of the petitioner rather 165.750
litres of foreign liquor has been recovered from straw house of
co-accused Shtrughan Singh. Petitioner has no concern either



with the seized liquor or the place of recovery or any trade of liquor. The allegation levelled against the petitioner is totally false and based on concocted facts. His name has been transpired in the present case merely on suspicion. He was not apprehended on the spot. Learned counsel further submits that petitioner has two criminal antecedents as mentioned in para 3 of the bail application.

5. Petitioner is agreed to deposit a sum of Rs. 5,000.00 (Rupees Five Thousand) in account of Mahavir Cancer Sansthan, Patna bearing Account No. 3332964762, IFSC Code: CBIN0282779, MICR Code: 800016018, Central Bank of India, Chitkohra Branch, Patna.

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 Pipariya P.S. Case No. 67 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C, subject to the further conditions that



(1) That one of the bailors will be a close relative of the petitioner, who will give an affidavit giving genealogy as to how he is related with the petitioner. He will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the bailor shall also state on affidavit that he will inform the Court concerned if the petitioner is implicated in any other case of similar nature after his release in the present case and thereafter the Court below will be at liberty to initiate proceeding for cancellation of bail on the ground of misuse.

7. The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of the aforesaid amount in Mahavir Cancer Sansthan, Patna.

(Anjani Kumar Sharan, J)

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