

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67714 of 2024

Arising Out of PS. Case No.-206 Year-2024 Thana- Excise P.S. District- Siwan

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Dilip Kumar Son of Harvansh Ray R/O Vill.- Dedaur, P.S.- Bakhtiyarpur,
Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Budhilal Yadav, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 20-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending his arrest in Excise
Sadar Siwan P.S. case No. 206 of 2024 registered under Section
30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution allegation, in short, is that 77.760
liters liquor was recovered from Auto.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no criminal antecedent. No
incriminating material has been recovered from the conscious
possession of the petitioner. The petitioner has got no
knowledge and concern with the alleged recovery of liquor. It is



further submitted that the name of the petitioner has transpired as being owner of the vehicle in question. The petitioner has no knowledge regarding nature of goods kept in the vehicle. There is no compliance of Section 100 of Cr.P.C.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Court below/concerned Court in connection with Excise Sadar Siwan P.S. case No. 206 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Rudra Prakash Mishra, J)

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