

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68837 of 2024

Arising Out of PS. Case No.-695 Year-2022 Thana- TEKARI District- Gaya

Ranjay Kumar, Son of Late Kamlasan Prasad, R/O- Village- Salempur, PS-
Tekari, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Sinha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 18-10-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2.The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Tekari (Panchanpur O.P.) P.S. Case No. 695 of 2022
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Amendment Act.

3. The case of the prosecution is that from a tempo,
150 liters of country made liquor was recovered. Nobody was
apprehended on the spot but the said tempo belongs to the
petitioner.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has falsely been implicated in this



case. It has further been submitted that the said tempo has been transferred on 19.10.2022 whereas the seizure was made on 21.10.2022, much after the sale of the tempo. Neither the petitioner was apprehended on the spot nor any incriminating article has been recovered from his conscious possession.

5. In contra, learned APP appearing for the State has opposed the prayer of bail of the petitioner and submitted that petitioner is having two criminal antecedents.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Tekari (Panchanpur O.P.) P.S. Case No. 695 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.II, Gaya, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

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