

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.78588 of 2024**

Arising Out of PS. Case No.-97 Year-2024 Thana- SAHEBGANJ District- Muzaffarpur

Sanjit Kumar @ Sanjeet Kumar Ray S/O Suresh Ray R/O Village- Jasoli Ojha  
Tola, P.S- Kathaiya, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Arvind Kumar, Advocate  
For the Opposite Party/s : Mr. Mohammed Arif, APP

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

ORAL ORDER

2      30-10-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner apprehends arrest in connection with  
Sahebganj P.S. Case No. 97 of 2024, registered under Sections  
272, 273, 34 of the Indian Penal Code and Section 30(a) of the  
Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 3615 liters  
liquor was recovered from six different vehicles.

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 concern with the alleged  
recovery of liquor. Learned counsel for the petitioner also  
submits that the petitioner is neither owner nor driver of any of



the six vehicles in question. The petitioner is not named in the F.I.R. and his name has transpired on the basis of confessional statement of co-accused Aniket Kumar and Raushan Kumar. The petitioner has got four criminal antecedents. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted anticipatory bail by this Court vide order dated 12.07.2024 in Cr. Misc. No. 39480 of 2024. There is no compliance of Section 100 of Cr.P.C.

5. Learned APP 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sahebganj P.S. Case No. 97 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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