

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86369 of 2024

Arising Out of PS. Case No.-142 Year-2022 Thana- SANGRAMPUR District- East
Champaran

Pradeep Kumar Jha Son of Late Purendra Jha Resident of village-
Shivnagar,P.S-Benipatti,District-Madhubani

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Baidhyanath Thakur, Adv.
For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-12-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable u/s 420 of the IPC and Sections 30(a), 32 and 41(1) of Bihar Prohibition and Excise Amendment Act, 2016.

3. The prosecution case in brief is that 7000 pieces of plastic bottles each marked with 180 ml RJ on their bottoms were recovered from a pick-up van being carried by the liquor driver for the purpose of packaging of wine and for sale. Petitioner is the owner of the said pick-up van.

4. It is submitted by learned counsel for the petitioner that the petitioner is quite innocent and has committed no



offence. He has been falsely implicated in this case. It is further submitted that the petitioner sold the pick-up van to one Nitesh Kumar. Petitioner has no criminal antecedent.

5. Petitioner is agreed to deposit a sum of Rs.10,000.00 (Rupees Ten Thousand) in the account of Lawyer's Association Welfare Benevolent Fund, bearing Account No. 7801893276, IFSC Code: IDIB000L501, Indian Bank, LNMI Branch, Bailey Road, 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 Sangrampur P.S. Case No.142 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C, with the following conditions:

(i) 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.

(ii) 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 and thereafter the Court below will be at liberty to initiate proceeding for cancellation of anticipatory 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 aforesaid amount in the account of Lawyer’s Association Welfare Benevolent Fund.

(Anjani Kumar Sharan, J)

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