

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83267 of 2024

Arising Out of PS. Case No.-198 Year-2024 Thana- BAJPATTI District- Sitamarhi

Suraj Kumar, Son of Tirpith Thakur, Resident of Village- Belahia, P.S.-
Bajpatti, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Divya Bharti, Advocate
For the Opposite Party/s : Mr. Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 11-12-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Bajpatti P.S. Case No. 198 of 2024 instituted under Section 30 (a) of Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution case, total 144 litres of illicit Nepali liquor was recovered from the vehicle. The allegation against the petitioner is that he was driving the seized vehicle and managed to flee away from the spot.

4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. There is no recovery made from physical or conscious possession of the petitioner. He was not present at the place of occurrence. He has no concern with the seized liquor or vehicle. Petitioner has no



criminal antecedent and he undertakes to cooperate in the investigation of the present case.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount to each to the satisfaction of the learned Special Judge, Exclusive Special Excise Court No. 02, Sitamarhi, in connection with Bajpatti P.S. Case No. 198 of 2024, subject to the conditions laid down in Section 482 (2) of the BNSS.

(Sunil Dutta Mishra, J)

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