

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3271 of 2024

Arising Out of PS. Case No.-25 Year-2019 Thana- MANJHAGARH District- Gopalganj

Ranjeet Kumar Mahto Son of Shiv Shankar Mahto Resident of Village -
Barahima, P.S.- Sidhwaliya, District - Gopalganj, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Indrajeet Bhushan, Advocate
For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 21-02-2024 1. Heard learned counsel for the petitioner as well as
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Sections 30(a)/38/41 of Bihar Prohibition and Excise Act.

3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and allegation is
of recovery of 155.520 liters of liquor from a car.

4. It is next submitted that petitioner was not arrested
from the spot, as such nothing was recovered from his conscious
possession. It is further submitted that petitioner being owner of
the car came to be implicated in a mechanical manner. It is next
submitted no prudent person would use his own vehicle for
committing an occurrence and thus would create evidence
against himself. It is also submitted that petitioner was



completely unaware that the driver of the vehicle would misused the vehicle in the manner as alleged.

5. The learned APP for the State opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Manjhagarh P.S. Case No.25 of 2019, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

Prakash Narayan

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