

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2877 of 2025

Arising Out of PS. Case No.-165 Year-2024 Thana- Lakho District- Begusarai

Sanjay Rai @ Sanjay Kumar Son of Ram Pravesh Rai Resident of Village-
Darwa Chaklall Shahi, P.S. - O.P Halai, District - Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar
2. The State Of Bihar Advocate General Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate

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

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

ORAL ORDER

2 24-01-2025 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

2. The petitioner apprehends his arrest in

connection with Lakho P.S. Case No. 165 of 2024 registered

for the offences punishable under Sections 30(a), 32(3),

41(1) and (2) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 891

litres of liquor was recovered from truck whereas 18 litres

was recovered from Swift Dzire Car.

4. Learned counsel for the petitioner submits that

the petitioner is innocent and has committed no offence as

alleged against him and has falsely been implicated in the



present case. Petitioner has no knowledge and concern with the alleged recovery. Nothing incriminating has been recovered from the possession of the petitioner. It is submitted that the name of the petitioner has transpired as being owner of the seized truck (WB23B-6814) in question and he has no knowledge regarding the nature of goods booked by the transporter. The petitioner has no criminal antecedent. There is no compliance of Section 103 of B.N.S.S. Other co-accused has been granted regular bail by this Court *vide* order dated 09.01.2025 passed in Cr. Misc. No. 89326 of 2024.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or 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) each with two sureties of the like amount each to the satisfaction of the



learned court below where the case is pending/successor
court in connection with Lakho P.S. Case No. 165 of 2024,
subject to the conditions as laid down under Section 438 (2)
of the Cr.P.C.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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