

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38473 of 2024

Arising Out of PS. Case No.-74 Year-2024 Thana- KHAGAUL District- Patna

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Deelip Kumar @ Dilip Kumar SON OF MUNNA RAM R/O JAGDISHPUR
NEORA, P.S.- BIHTA, DISTRICT- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bindu Kumari, Adv
For the Opposite Party/s : Mr. Nagendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

3 04-02-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner is apprehending his arrest in connection with Khagaul P.S. Case No. 74 of 2024 for the offence under Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2022.

3. As per the prosecution story, total 220 litres of illicit country made liquor was recovered from the Tempo.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner has no concern with the alleged recovery. The petitioner is the owner of the said seized vehicle



but the same was not being driven by him at the time of the alleged recovery. No incriminating article has been recovered from the conscious possession of the petitioner. The petitioner has clean criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of like amount each to the satisfactgion of learned Special Excise Judge, Danapur in connection with Khagaul P.S. Case No. 74 of 2024 subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure.

7. This application stands allowed

(S. B. Pd. Singh, J)

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