

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76491 of 2024

Arising Out of PS. Case No.-661 Year-2023 Thana- Excise P.S. District- Bhagalpur

Md. Fahim Alam Son of Late Salim Alam R/O Vill.- Milani Nagar, Mahato
Para Road, Jugsalai, P.S.- Jugsalai, Dist.- East Singhbhum (Jamshedpur),
Jharkhand

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh, Advocate

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

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

5 18-04-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Excise (Kahalgaon) P.S. Case No.661 of 2023 registered
for the offences punishable under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act, 2018.

3. A perusal of the First Information Report and the
seizure list would go to show that a total 820.800 liters of
foreign liquor has been recovered from a Mahindra Bolero
vehicle.

4. Learned counsel for the petitioner submits that the
name of the petitioner has surfaced in this case as he happens to
be the registered owner of the said vehicle. It has been further
submitted that the Bolero vehicle had already been given on



lease to one Ravi Ranjan Kumar on a monthly rent of Rs.55,000/- and the petitioner has no knowledge whatsoever about the alleged occurrence. It is also a fact that the petitioner was not caught on the spot and nothing has been recovered from the physical or conscious possession of the petitioner.

5. Taking into consideration the abovementioned facts and circumstances of the case and further that the petitioner has no criminal antecedent, I am inclined to extend the privilege of anticipatory bail to the petitioner. 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 four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-IX, Bhagalpur in connection with Excise (Kahalgaon) P.S. Case No.661 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. and subject to the further condition that the petitioner shall cooperate in the investigation/trial.

(Soni Shrivastava, J)

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