

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72114 of 2021**

Arising Out of PS. Case No.-210 Year-2021 Thana- AMAS District- Gaya

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GUDDU KHAN @ SADAB KHAN Son of Mahtab Khan Resident of
Village- Beri, P.S.- Dhangai, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Y.C.Verma, Sr.Advocate

Mr.Anuj Kumar,Advocate

For the Opposite Party/s : Mr.Pramod Kr. Pandey,APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

5 29-07-2022 Heard learned counsel for the parties through video conferencing.

The petitioner apprehends his arrest in a case registered for the offence under Sections 384, 386, 365/34 of the Indian Penal Code and Section 50 of Bihar Prohibition and Excise Act.

The prosecution case, in brief, is that this petitioner and other co-accused persons had intercepted the truck transporting alcohol and extracted an amount of Rs. 1,25,000/- (One lac twenty five thousand) from the owner of the truck posing themselves to be police personnel.

Sri Y.C.Verma, learned senior counsel for petitioner submits that the alleged money has not been transferred in the account of this petitioner. Other similarly situated co-accused are on bail. Petitioner claims clean antecedent & is ready to deposit



alleged amount in the court below, which will be subject to the result of the case.

In view of undertaking given by the petitioner that he is ready to deposit the alleged amount i.e. Rs. 1,25,000/- (One lac twenty five thousand) in the court below within four weeks from the date of furnishing the bail-bond, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge - II cum Special Judge of Excise Act, Gaya in connection with Amas P.S. Case No. 210 of 2021, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

It is clarified that if the petitioner fails to deposit the aforesaid amount within aforesaid time, the learned court below would be at liberty to cancel his bail-bond.

(Prabhat Kumar Singh, J)

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