

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52144 of 2016

Arising Out of PS.Case No. -83 Year- 2016 Thana -BELCHAR District-
WESTCHAMPARAN(BETTIAH)

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1. Rajesh Prasad Kushwaha, Son of Yamuna Mahto, Resident of Village-
Khaniya, P.S.- Inarwa, District- West Champaran Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Bimlesh Kumar Pandey, Adv.

For the Opposite Party : Smt Pushpa Sinha, APP 45

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 07-12-2016 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of regular bail for offence
under Sections 35, 38 and 41 of the Bihar Prohibition and Excise
Act, 2016.

From a motorcycle police recovered country made
liquor on 28th October, 2016. Submission of the petitioner is that
the petitioner was not arrested at the spot and he is accused
because the motorcycle is of the petitioner. He, further, submits
that in fact the motorcycle was stolen away prior to the alleged
occurrence and the petitioner had filed a complaint to the police as
well as to the Court in the form of information petition regarding
theft of the motorcycle.

Considering the facts, aforesaid, as well as the
statement of the petitioner on oath that he got no criminal
antecedent, the petitioner, above named, is directed to be released
on bail on furnishing bail bond of Rs.10,000/- (rupees ten
thousand) with two sureties of the like amount each in connection
with Balthar P.S. Case No. 83 of 2016 to the satisfaction of Sri
N.P. Singh, Judicial Magistrate, 1st Class, West Champaran at
Bettiah, or successor Court.

(Birendra Kumar, J)

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