

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42704 of 2017

Arising Out of PS. Case No.-23 Year-2017 Thana- TISIAUTA District- Vaishali

Shiv Kumar Bhagat , Son of Parojan Bhagat, resident of Village- Sujawalpur,
P.S.- Sakara, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Neeraj Kumar @ Sanidh
For the Opposite Party/s : Sri Ram Anurag Singh

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 21-09-2017 Heard Sri Neeraj Kumar @ Sanidh, learned counsel for
the petitioner and Sri Ram Anurag Singh, learned Additional
Public Prosecutor.

The sole petitioner, apprehending his arrest in Tisiauta
P.S. Case No. 23 of 2017 registered for the offence under
section 414 of the Indian Penal Code , 1860 and Section
30(A), 32(ii), 38(ii), 41(i) of the Bihar Prohibition and Excise
Act , 2016 has prayed for grant of bail in the event of his
arrest or surrender.

It was submitted by learned counsel for the petitioner that
it is true that petitioner is owner of a motel and from outside
motel two truck containers were intercepted and on search
from those trucks huge quantity of Indian make foreign liquor
was recovered. He submits that since petitioner was the owner



of the motel and from outside motel recovery of such huge quantity of Indian make foreign liquor was made, the petitioner has been made accused . Learned counsel for the petitioner has drawn my attention to the statement made in paragraph -3 of the petition to show that petitioner is having clean antecedent.

In view of facts and circumstances as well as clean antecedent of the petitioner, in the event of his arrest or surrender within a period of six weeks from today, let the petitioner Shiv Kumar Bhagat be enlarged on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge IInd , Vaishali at Hajipur / concerned court in connection with Tisiauta P.S. Case No. 23 of 2017 subject to the conditions as contemplated under Section 438 (2) of the Code of Criminal Procedure , 1973 .

(Rakesh Kumar, J)

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