

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38327 of 2017

Arising Out of PS. Case No.-106 Year-2017 Thana- GOVERNMENT OFFICIAL COMP.
District- Muzaffarpur

=====

Jitendra Kumar Sharma, Son of Late Phirangi Sharma, Resident of
Village/Mohalla- Pankha Toli, P.S.- Kazi Mohamadpur, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Smt. Jyotsna Rani Mishra
For the Opposite Party/s : Sri Vinod Shankar Modi

=====

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4 17-10-2017 Heard Smt. Jyotsna Rani Mishra, learned counsel for the
petitioner and Sri Vinod Shankar Modi, learned Additional
Public Prosecutor.

The sole petitioner, apprehending his arrest in Excise
Case No. 106 of 2017 registered for the offence under Section
30(a) 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
in the case allegedly about eight liters of Indian make foreign
liquor was recovered from a hut, which was made on
Government land and only on suspicion petitioner has been
made accused, whereas, fact remains that petitioner is doing
business of furniture. Learned counsel for the petitioner has



also referred to the statement made in paragraph no. 3 of the petition to show that petitioner is having clean antecedent.

Considering the nature of accusation 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 Jitendra Kumar Sharma 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 3rd Addl. Sessions Judge – cum- Spl. Judge Excise, Muzaffarpur/ concerned court in connection with Excise Case No. 106 of 2017 subject to the conditions as contemplated under Section 438 (2) of the Code of Criminal Procedure , 1973 .

(Rakesh Kumar, J)

praful/-

U		T	
---	--	---	--

