

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1249 of 2017

Arising Out of PS.Case No. -257 Year- 2016 Thana -NOORSARAI District- NALANDA
(BIHARSHARIFF)

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Ramkumar s/o Sri Karu Mahto, r/v- Muzaffarpur, P.s. – Noorsarai, Distt -
Nalanda

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh, Adv.

For the Opposite Party/s : Mr. Satyendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 16-01-2017

Heard both sides.

The petitioner apprehends his arrest in Noor Sarai
P.S. Case No. 257/2016, registered for the offences punishable
under Sections 30A and 47 of the Bihar Liquor Prohibition &
Excise Act. 2016.

The allegation against the petitioner is that he had
kept foreign liquor in his cattle-shed.

Learned counsel for the petitioner submits that the
cattle-shed is outside the house of the petitioner. Petitioner had no
knowledge about keeping of 28 bottles of foreign liquor in his
cattle-shed. He is on inimical terms with the Chowkidar and that is
why he has falsely been implicated in this case.

Considering the facts aforesaid and the fact that small



quantity of foreign liquor is recovered from the cattle-shed of the petitioner which is situated outside the residential house of the petitioner and the petitioner has stated that he had no knowledge about the liquor kept in his cattle-shed, the petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to 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 Chief Judicial Magistrate, Biharsharif Nalanda in connection with Noor Sarai P.S. Case No. 257/2016, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Jha, J.)

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