

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.59102 of 2017**

Arising Out of PS.Case No. -328 Year- 2017 Thana -ROHTAS District- SASARAM (ROHTAS)

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1. Jawahar Prasad S/o Bholu Singh, R/o Village- Parariya, P.S.- Amjhor,  
District- Rohtas, Bihar.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rajesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Sri Manoj Kumar – 1, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

2      22-12-2017                      Heard the learned counsel for the petitioner and the  
  
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with  
Rohtas (Amjhor) P.S.Case No. 328 of 2017 instituted for the  
offence punishable under Sections 30 (a), 34 and 37 (a) of the  
Bihar Excise Prohibition Amendment Act, 2016.

The allegation is regarding recovery of 10 liters of  
illicit Mahua liquor near Pararia Middle School from one bag of  
the petitioner.

Learned counsel for the petitioner submits that in fact  
no recovery has been affected from the conscious possession of  
the petitioner. It is stated that the petitioner has clean antecedent  
and he is languishing in custody since 07.11.2017.



Considering the nature of accusation, period of custody undergone and clean antecedent, I deem it fit and appropriate to direct the release of the petitioners. Accordingly, the petitioner is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- ( Ten thousand) with two sureties of the like amount each to the satisfaction of learned 2<sup>nd</sup> Additional Sessions Judge cum Special Judge, Excise, Rohtas at Sasaram in connection with Rohtas P.S.Case No. 328 of 2017.

**(Mohit Kumar Shah, J)**

Sudha/-

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