

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12436 of 2018

Arising Out of PS.Case No. -134 Year- 2017 Thana -ROUH District- NAWADA

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1. Bhola Rajbanshi, Son of Late Dashrath Rajbanshi, Resident of Village-
Bhandajor, P.S.- Roh, District- Nawada.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 28-02-2018 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail in
connection with Roh PS case no. 134 of 2017 registered for the
offences punishable under Sections 30(a) of Bihar Prohibition and
Excise Act, 2016.

The allegation is regarding recovery of 16.50 ltrs. of
illicit liquor from a car belonging to the petitioner.

The learned counsel for the petitioner submits that no
recovery has been made from the conscious possession of the
petitioner. It is further submitted that the petitioner has a clean
antecedent.

Considering the nature of accusation and the fact that
prima facie, no case is made out under the provisions of the Excise Act,



I deem it fit and appropriate to admit the petitioner to the privilege of anticipatory bail. Accordingly, the abovenamed petitioner, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/ production of a copy of this order, is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of Additional District & Sessions Judge-IIInd-cum-Special Judge, Nawada in connection with Roh PS case no. 134 of 2017 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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