

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12035 of 2018

Arising Out of PS.Case No. -1417 Year- 2017 Thana -SASARAM MUFFSIL District- SASARAM
(ROHTAS)

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1. Raushan Verma @ Raushan Kumar S/o Ramaji Varma, R/o Mohalla-Bauliya, Sasaram, P.S.- Sasaram (T), District- Rohtas at Sasaram.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghunandan Kumar Singh

For the Opposite Party/s : Mr. Smt. Rita Verma

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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 Sasaram (M) PS case no. 1417 of 2017 registered for the offences punishable under Sections 30(a), 35, 38 of Bihar Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 241.92 ltrs. of mahua liquor from the house of one Srikant Mahato.

The learned counsel for the petitioner submits that neither any recovery has been made from the conscious possession of the petitioner nor the said house from where the recovery has been made belongs to the petitioner. It is further submitted that the petitioner has a clean antecedent. It is next submitted that similarly situated co-accused persons have already been granted bail.



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 (Excise), Rohtas at Sasaram in connection with Sasaram (M) PS case no. 1417 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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