

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12335 of 2018

Arising Out of PS.Case No. -17 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
SAMASTIPUR

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Ajit Kumar Roy @ Ajit Kumar S/o Sita Ram Roy, R/o Village- Harpur
Pusa, P.S.- Pusa, District- Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anshu Dhar Sharma

For the Opposite Party/s : Mr. Nand Kumar

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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 counsel for the State.

The petitioner seeks anticipatory bail in connection
with Excise Case No. 17 of 2018 registered for the offences
punishable under Sections 30(a) , 38(i) of the Bihar Prohibition
and Excise Act and section 414 of the Indian Penal Code.

The allegation is regarding recovery of 6.750 liters of
illicit liquor from the co-accused person.

The learned counsel for the petitioner submits that no
recovery has been effected from the conscious possession of the
petitioner and the petitioner is having clean antecedent.

Considering the nature of accusation levelled against
the petitioner herein as also the fact that prima facie no case is



made out under the provisions of the Excise Act, I deem it fit and proper to admit the petitioner herein to the privilege of anticipatory bail.

Accordingly, in the event of arrest or surrender before the concerned court within a period of six weeks from the date of receipt/production of a copy of the present order, the petitioner above named is directed to be released on anticipatory bail on furnishing bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge –III cum Special Judge, (Excise), Samastipur in connection with Excise Case No. 17 of 2018, subject to the conditions laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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