

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 35144 of 2018

Arising Out of PS. Case No.-43 Year-2018 Thana- Bhagwan Bazar District- Saran

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Kundan Kumar @ Kundan Rai, Son of Ganesh Rai, Resident of Mohalla-
Gudari Bazar Machhri Hatta Dompara, P.S.- Bhagwan Bazar, District- Saran
at Chapra.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Akhileshwar Pandey

For the Opposite Party/s : Smt Sangeeta Sharma

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 27-06-2018 Heard Sri Akhileshwar Pandey, learned counsel for
the petitioner and Smt. Sangeeta Sharma, learned Addl. Public
Prosecutor.

The sole petitioner, having clean antecedent which
fact has been stated in paragraph – 3 of the petition
apprehending his arrest in Bhagwan Bazar P.S. Case No. 43 of
2018 registered for offence under Section 30 of Bihar
Prohibition and Excise Act, 2016, has prayed for grant of bail in
the event of his arrest or surrender.

Learned counsel for the petitioner submits that
petitioner has falsely been made accused in the present case, as
if, police had received secret information that petitioner was
indulged in selling liquor and thereafter, police arrived and it



was alleged, as if, petitioner fled away after seeing the police. Learned counsel for the petitioner submits that in the F.I.R., it has not been stated by the informant, who is police officer, as to how he knew the name of petitioner, only a vague fact has been stated that villagers stated the name of petitioner.

Be that as it may, considering the nature of accusation as well as the fact that petitioner is having clean antecedent, in the event of his arrest or surrender within a period of six weeks from today, let the petitioner namely Kundan Kumar @ Kundan Rai 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 learned Additional District & Sessions Judge – VI, Saran at Chapra in connection with Bhagwan Bazar P.S. Case No. 43 of 2018, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Rakesh Kumar, J.)

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