

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33730 of 2018

Arising Out of PS. Case No.-80 Year-2018 Thana- DIGHA District- Patna

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Pritesh Singh, S/o Yogendra Singh, R/o Village- Badka Baneya, P.S.-
Dariyapur, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Radha Mohan Singh, Advocate.
For the Opposite Party/s : Mr. Sri Humayou Ahmad Khan, APP

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 13-06-2018 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Digha P.S. Case No. 80 of 2018 registered under Sections
30(a), 37(b) and 38(i) of the of the Bihar Prohibition and Excise
(Amendment) Act, 2016.

The accusation is of recovery of one bottle
containing 375 Indian made foreign liquor from the Maruti Alto
Car bearing registration no. BR 312 2556, in which, Nesar
Ahmad, Sonu Kumar Singh and Yamuna Singh were found
sitting.

Learned counsel for the petitioner submits that, in
fact, petitioner is the owner of the aforesaid Maruti Car and the



same has been released in favour of the petitioner in compliance of order dated 17.05.2018 passed in C.W.J.C. No. 9138 of 2018 by the Division Bench of this Court. It is further submitted that car of the petitioner was taken by three persons for personal use and he has no knowledge about keeping one bottle in the car and petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, (Excise), Patna, in connection with Digha P.S. Case No. 80 of 2018, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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