

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31342 of 2018

Arising Out of PS. Case No.-107 Year-2018 Thana- DURGAWATI District- Bhabhua
(Kaimur)

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Rajneesh Kumar Singh S/o Dudhnath Singh, R/o Vill.- Bhadah, P.S.-
Dhanapur, District- Chandauli . (Uttar Pradesh).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashutosh Tripathy
For the Opposite Party/s : Mr. Parmanand Prasad

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

ORAL ORDER

2 12-06-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Durgawati P.S. Case no. 107 of 2018, registered under
Section 30(a), 38 of Bihar Prohibition and Excise Amendment
Act.

The accusation is that in course of checking the
vehicle, one motorcycle was apprehended by the Police on
which two persons were boarded. On seeing the Police, they
started fleeing, but on chase both were apprehended, who
disclosed their names as Binod Bind and Badhu Bind. On
search, 5 bottles each containing 200 ML and One bottle of 180
ML India made foreign liquor was recovered to the dickey of



the motorcycle.

Learned counsel for the petitioner submits that petitioner was not apprehended on the spot. Further submission is that, in fact, co-accused Binod Bind has taken the motorcycle of petitioner for personal use, which was seized by the Police in which both have kept alleged seized liquor. The 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 four 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 Addl. Sessions Judge-IV-cum-Spl. Court (Judge), Kaimur at Bhabua in connection with Durgawati P.S. Case No. 107 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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