

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 37667 of 2018

Arising Out of PS. Case No.-85 Year-2017 Thana- Government Official Comp. District-
Vaishali

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Surendra Rai S/o Bashishth Rai, R/o Vill.- Shukumarpur, P.S.- Raghapur,
District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Satyendra Narayan Singh

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3. 11-07-2018 Heard Sri Anil Kumar, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in C₂ A -
85 of 2017 registered for offence under Sections 30(a), 30(d) of
Bihar Prohibition and Excise Act, 2016, has prayed for grant of
bail in the event of his arrest or surrender.

By way of referring to prosecution report i.e.
Annexure – 1 to the petition, learned counsel for the petitioner
submits that in this case, recovery was not effected either from
possession of the petitioner or from his premises, rather in this
case, from open *diyara*, recovery of country-made liquor was
shown. It has been argued that on earlier occasion also,
petitioner, in similar manner, was arrayed as accused.



Considering the fact that nothing has been recovered either from possession or premises/field of the petitioner, in the event of his arrest or surrender within a period of six weeks from today, let the petitioner namely Surendra 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 2nd Addl. Sessions Judge-cum-Special Judge, Vaishali at Hajipur in connection with C₂ A - 85 of 2017, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Rakesh Kumar, J.)

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