

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.51773 of 2018

Arising Out of PS.Case No. -29 Year- 2018 Thana -DANIYAWAN District- PATNA

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1. Nitish Kumar S/o Anil Prasad @ Anil Kumar , R/o Vill. + P.S.-
Shahjahanpur, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Kumar, Adv

For the Opposite Party/s : Mr. Sri Braj Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 27-09-2018 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under Sections
30(a), 38(a), 37(b) of the Bihar Prohibition and Excise Act.

Submission is that recovery of liquor is from
possession of co-accused-Prince Kumar and on the
statement of Prince Kumar, the petitioner is also named in
the FIR. Petitioner has got no criminal antecedent. Nothing
has been recovered from possession of the petitioner.

In the circumstances, let the petitioner, above
named, in the event of his arrest or surrender before the
court below within a period of thirty days from the date of



receipt of the order, be released on bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Daniyawan P.S.Case No.29 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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