

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55390 of 2018

Arising Out of PS.Case No. -26 Year- 2018 Thana -KAMTAUL District- DARBHANGA

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1. Md. Phool @ Phool, Son of Md. Sarfaraj @ Mohammad Sarfaraj,
Resident of Mohalla- Kathalwari, Ward No.12, P.S.- L.N.M.U., District-
Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No 13

Mr. Rohit Kumar

For the Opposite Party/s : Mr. Sri Nand Kishore Pd (APP38)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 20-09-2018 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner seeks bail in Kamtaul P.S. Case No.
26/2018, instituted for the offences under Sections 30(a), 38 and
47 of the Bihar Prohibition and Excise Act, 2016.

In the written report, it is alleged that 51 litres and
300ml. of foreign liquor has been seized from a vehicle.

Learned counsel for the petitioner has submitted that he
has clean antecedent. The petitioner has no concern with the
aforesaid vehicle. He is neither owner nor driver of the said
vehicle. From the written report itself, it appears that there is no
any recovery from the possession of this petitioner. He is in



custody since 01.07.2018.

Considering the aforesaid facts and circumstances, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge IVth-cum-Special Judge, Darbhanga in connection with Kamtaul P.S. Case No. 26/2018, subject to the conditions that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J.)

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