

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10595 of 2018

Arising Out of PS.Case No. -289 Year- 2017 Thana -RAJGIR District- NALANDA
(BIHARSHARIFF)

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Santosh Kumar @ Santosh Kumar Sharma S/o Ramashray Singh, R/o
Village- Sithaura, P.S.- Rajgir, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2, Advocate

For the Opposite Party/s : Mr. Manoj Kumar

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 27-02-2018 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Rajgir P.S. Case No.289 of 2017 registered
for the offence punishable under Sections 30(a) and 37(a) of the
Bihar Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 20 ml of
illicit liquor from a shop.

The learned counsel for the petitioner submits that
neither any recovery has been effected from the person of the
petitioner nor from his house and the petitioner has got nothing to
do with the said shop. It is further submitted that the petitioner is
having clean antecedent.



Considering the nature of accusation and the fact that, prima facie, no case is made out for the offences punishable under the Excise Act, I deem it fit and proper to admit the petitioner herein to the privilege of anticipatory bail, in the even of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of 6th Additional District and Sessions Judge-cum-Special Judge, Excise, Nalanda (Biharsharif) in connection with Rajgir P.S. Case No.289 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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