

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70037 of 2018

Arising Out of PS. Case No.-154 Year-2018 Thana- MOHAMMADPUR District- Gopalganj

Prashant Kumar Rai @ Vijay Rai @ Prasant Kumar, Son of Late Vidya Rai,
Residents of Village- Ghogharha, P.S.- Mohammadpur, District- Gopalganj.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 05-12-2018 Petitioner prays for bail in connection with

Mohammadpur P.S.Case No. 154 of 2018 registered for the

offences punishable under Sections 30(a), 33, 38 and 41 of

Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is of recovery of

4180 litres of liquor from truck and pickup van and petitioner

was arrested there.

Submission of learned counsel for the petitioner is

that he is neither driver nor owner of the truck or pickup van,

rather he is an employee of Electricity Department and he was

arrested only because he was present there and he is in custody

since 16.9.2018 and other co-accused having similar allegation

has been granted bail by a co-ordinate Bench of this Court vide

order dated 27.11.2018 in Cr.Misc.No. 69861 of 2018.



Heard learned APP also.

Having heard both sides and in the facts and circumstances, let petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of Additional District Judge-II-cum-Special Judge, Excise, Gopalganj, in connection with Mohammadpur P.S.Case No. 154 of 2018, subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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