

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3420 of 2019

Arising Out of PS. Case No.-625 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Katihar

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Rajendra Poddar, aged about 39 years, Male, son of Late Parmanand Poddar,
Resident of Mohalla- Harijan Colony Daheriya, P.S.- Katihar Nagar, District-
Katihar ... Petitioner

Versus

The State Of Bihar ... Opposite Party

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Appearance :

For the Petitioner : Mr. Ajit Kumar Singh, Adv.
For the Opposite Party : Mr. Sucheta Yadav, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 25-01-2019 Heard the learned counsel for the petitioner and the

learned counsel appearing for the State.

The petitioner is languishing in judicial custody since
29.11.2018 in connection with CI Case No. 625 of 2018 for the
offence alleged under Section 30(a) read with Section 13 of the
Bihar Prohibition and Excise Act, 2016.

The prosecution case, as lodged by the Excise
Officials, is that the petitioner was apprehended and on search
was found to be in possession of 20 liters of country made
liquor.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history and has
been falsely implicated in the aforesaid case. Learned counsel
for the petitioner submits that the illicit liquor has not been
recovered from the possession of the petitioner, but, from the



respective place and that the petitioner undertakes not to induce witnesses or tamper with the prosecution witnesses.

However, the learned Additional Public Prosecutor for the State opposes the prayer for bail stating therein that illicit country made liquor was recovered from the possession of the petitioner and, thereafter, seizure list has been prepared.

Considering the facts and circumstances and that the petitioner bears no criminal antecedent, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with CI Case No. 625 of 2018 to the satisfaction of the learned Additional District Judge II-cum-Special Judge, Excise Act, Katihar.

(Nilu Agrawal, J)

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