

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2220 of 2019

Arising Out of PS. Case No.-593 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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Abodh Kumar, Son of Nirash Das, Age-21 years, Gender Male, Resident of
Village -Matiyar Khurd, P.S.- Sahiyara, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Virendra Kumar
For the Opposite Party/s : Mr. Bishweshwar Ram

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 17-01-2019 Learned counsel for the petitioner is permitted to
make correction in the petition.

Heard learned counsels for the petitioner and the
State.

The petitioner is languishing in custody since 06.11.2018
in a case registered for the offence punishable under Section
30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case is to the effect that from the
possession of the petitioner, 153 litres of Nepali liquor were
recovered.

It is submitted by learned counsel for the petitioner that
recovery has not been made from the possession of the petitioner.

A statement has been made in paragraph no.3 of the petition that



the petitioner is not having any criminal antecedent.

Learned APP submits that recovery has been made from the petitioner.

Considering the period under custody and the fact that prosecution report does not suggest the exact place of recovery, coupled with the statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi in connection with C2/593/2018.

(Dinesh Kumar Singh, J)

Amrendra/-

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