

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1071 of 2019

Arising Out of PS. Case No.-253 Year-2018 Thana- SAMASTIPUR District- Samastipur

Prem Keshri @ Prem Kumar Keshri son of late Jagarnath Prasad Keshri
Resident of village - Bakhari Salauna, P.S. Bakhari, District- Begusarai, At
Present- Mohalla- Bahadurpur, ward no. 26, Post P.S. District- Samastipur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Narain Sinha

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 17-01-2019 This application, for grant of anticipatory bail, arises out of Samastipur Town P.S. Case No. 253 of 2018, disclosing offences under Sections 30(a) of the Bihar Prohibition of Excise Act, 2016.

Allegation is of recovery of 171 litres of liquor from the Scorpio vehicle of the petitioner.

Submission of learned counsel for the petitioner is that the vehicle from which the alleged recovery has been made, is being used for commercial transportation. Further submission is that nothing has been recovered from the conscious possession of the petitioner and he has no criminal antecedent.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts, let



petitioner surrender before the court below within a period of six weeks from the date of receipt of copy of this order and pray for regular bail and show the papers before the learned court below that the vehicle is a commercial vehicle and if it is so, the court below shall enlarge the petitioner on bail to his own satisfaction on furnishing bail bonds of Rs. 25,000(Rs. Twenty Five Thousand), otherwise, the court below is free to pass any order as he deems fit and proper.

This application is, accordingly, disposed of.

(Vinod Kumar Sinha, J)

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