

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5469 of 2019

Arising Out of PS. Case No.-1093 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Darbhanga

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Rakesh Sahni, aged about 30 years (M), Son of Mahesh Sahni, Resident of
Mohalla - J. P. Chowk, Laxmisagar, P.S.-Sadar and District-Darbhangha.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Girish Chandra Jha
For the Opposite Party/s : Mr.Ansar Ul Haque

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 31-01-2019 Heard learned counsels for the petitioner and the

State.

The petitioner is languishing in custody since 18.12.2018
in a case registered for the offences punishable under Section
30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case is to the effect that from the tea stall
of the petitioner, 15 litres of illicit liquor were recovered.

It is submitted by learned counsel for the petitioner that
recovery has not been made from the conscious physical
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 quantity of recovery and period under custody, 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 Addl. District and Sessions Judge-5th-cum-Special Judge (Excise Act), Darbhanga in connection with G.O. Case No. 1093 of 2018 arising out of P.R. No. 33 of 2018.

(Dinesh Kumar Singh, J)

Amrendra/-

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