

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6130 of 2019

Arising Out of PS. Case No.-346 Year-2018 Thana- BARSOI District- Katihar

KISHORE PRASAD DAS aged 34 years, Male, S/o Late Saryug Prasad Das
Resident of Barsoi, Bajar, P.S.- Barsoi, District - Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh

For the Opposite Party/s : Mr.Suman Kumari Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 04-02-2019 Heard both sides.

The petitioner apprehends his arrest in Barsoi P.S.
Case No.346 of 2018 registered under Sections 30(a) of Bihar
Prohibition and Excise Act.

One motorcycle was intercepted from which about 9
liters of country made liquor was recovered. The informant
alleged that the seizure list witnesses and other witnesses
disclosed that petitioner is the owner of the motorcycle and he
was driving the motorcycle.

The learned counsel for the petitioner submits that
petitioner is neither the owner of the motorcycle nor he was
driving the motorcycle. Investigating Officer did not collect any
material to show that the owner book of the motorcycle stand in
the name of the petitioner.



Taking into consideration the facts that on verification, it has not been found that petitioner is the owner of the motorcycle, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J.II-cum-Special Judge, Katihar in connection with Barsoi P.S. Case No.346 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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