

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8718 of 2019

Arising Out of PS. Case No.-1450 Year-2018 Thana- BIHTA District- Patna

Surendra Rai, aged about 25 years (Male), Son of Shikeshwar Rai, R/o-
Pathlautia, P.S.-Bihta, District – Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ghanshyam Tiwary

For the Opposite Party/s : Mr.Madan Kumar

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 14-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
05.01.2019 in a case registered for the offence punishable under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case is that the petitioner along with
other co-accused persons was found inebriated condition while
driving the motorcycle and they were carrying 70 litres of illicit
country made Mahua liquor which was seized.

It is submitted by learned counsel for the petitioner
that the motorcycle is not registered in the name of the
petitioner and a statement has been made in paragraph 3 of the
petition that the petitioner is not having any criminal antecedent.



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

Considering the period under custody coupled with the statement made in paragraph 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 bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Patna in connection with Special Case No. 82 of 2019, arising out of Bihta P.S. Case No. 1450 of 2018.

(Dinesh Kumar Singh, J)

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