

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9435 of 2019

Arising Out of PS. Case No.-238 Year-2018 Thana- JALALPUR District- Saran

KAMALKISHORE RAI @ KAMALKISHORE Son of Bhineshwar Rai @
Bineshwar Roy Resident of Village-Goshana, P.S.- Masrakh, District- Saran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 18-02-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Petitioner is in custody in connection with Jalalpur
P.S. Case No. 238 of 2018 for the offence under section 272,
273, 420, 467, 468, 471 and 138/34 of the Indian Penal Code
and Section 30/30(A)/41 of the Bihar Prohibition and Excise
Act.

Learned counsel for the petitioner would submit that
petitioner has no criminal antecedent.

In the instant case total 5400 liters of spirit was seized
from a pick up van.

Learned counsel for the petitioner submits that
petitioner has no concern either with the spirit or the vehicle
carrying the spirit.



Learned counsel submits that petitioner's car being driven by the petitioner was at a long distance of the vehicle carrying spirit and nothing was recovered from the possession of the petitioner.

The petitioner is in custody since 22.12.2018.

Considering the fact that petitioner has no criminal antecedent, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of ADJ-VI, Saran, in connection with Jalalpur P.S. Case No. 238 of 2018.

(Anil Kumar Upadhyay, J)

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