

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11212 of 2019

Arising Out of PS. Case No.-56 Year-2018 Thana- FULKAHA District- Araria

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Pintu Kumar Yadav, Son of Deo Narayan Yadav, Resident of Village-
Lakshmipur, Ward no. 10, P.S-Fulkaha, Dist.-Araria.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha

For the Opposite Party/s : Mr. Renuka Ratnakar

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 25-02-2019 The petitioner seeks bail in anticipation of his

arrest in connection with Fulkaha P.S. Case No. 56 of 2018

dated 28.03.2018 instituted for the offences under Sections

30(a), 36, 38 of the Bihar Prohibition & Excise Act, 2016.

Thirty three litres of Nepali liquor is said to have

been recovered from the possession of one person who was

being accompanied by another person who could manage to

run away. The petitioner is said to be the person who could

manage to run away.

The learned counsel for the petitioner has

submitted that at best the material against the petitioner is

the confession by an accused person. There is no recovery



either from his possession or constructive possession.

Regard being had to the aforesaid facts and taking into account his clean antecedents, the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, is directed to be released on bail on his furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Araria in connection with Fulkaha P.S. Case No. 56 of 2018/Special Case No. 418 of 2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Ashutosh Kumar, J)

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