

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13256 of 2019

Arising Out of PS. Case No.-60 Year-2019 Thana- SIWAN CITY District- Siwan

Nazruddin @ Najruddin Nut, aged about 42 years (M), Son of Late Hafiz @
Hafiz Nut Residing of Village- Kolua Dargah, P.S- Mairwa, District- Siwan
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Pandey
For the Opposite Party/s : Mr.Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 05-03-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
19.01.2019 in a case registered for the offences punishable
under Sections 30(a), 36 and 37(c) of the Bihar Prohibition and
Excise Act, 2016.

It is alleged that the petitioner was apprehended while
driving a Scorpio vehicle in intoxicated condition and from the
alleged vehicle, 1.5 litres of illicit Indian made foreign liquor
were recovered. It is also alleged that the petitioner was found in
intoxicated condition.

It is submitted by learned counsel for the petitioner
that under wrong misconception the petitioner has been
apprehended. 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 and petitioner was found in intoxicated condition at the time of arrest.

Considering the quantity of recovery and 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 Additional Sessions Judge II -cum- Special Judge, Excise, Siwan in connection with Siwan Town P.S. Case No. 60 of 2019.

(Dinesh Kumar Singh, J)

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