

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14438 of 2019**

Arising Out of PS. Case No.-166 Year-2018 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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PRABHA SHANKAR TIWARI, S/o Swami Dayal Tiwari, Resident of
Mohalla-551K/252 Bhilawan, P.S.-Alam Bagh, District- Luknow (Uttar
Pradesh)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Md. Aslam Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 08-03-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in **LNMU P.S. Case No.166 of
2018** instituted for the offence under Section(s) 30(a) of Bihar
Prohibition and Excise Act, 2016.

As per written report 96 litres foreign liquor has been
recovered from the truck, which was found in abandoned
condition. Petitioner has been made accused in this case because
he is owner of the said truck.

Counsel for the petitioner submits that there is no
recovery from conscious possession of the petitioner.

Petitioner is in custody since 01.02.2019 having clean
antecedents.



In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Additional Sessions Judge V cum Special Judge, Excise, Darbhanga**, in connection with **LNMU P.S. Case No.166 of 2018**, subject to the condition that both the bailors shall be close relative of the petitioner.

(Sanjay Priya, J)

J. Alam/-

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