

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14591 of 2019

Arising Out of PS. Case No.-15 Year-2019 Thana- PIPRA District- Patna

Abhay Kumar, Son of Anil Yadav, Resident of Village - Sufiya, P.O.- Akauna,
P.S.- Masauri, Distt.- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satrudhan Kumar
For the Opposite Party/s : Mr. Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 11-03-2019 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner is languishing in custody since
05.02.2019 in a case registered for the offence punishable under
Section 30(a) of Bihar Prohibition and Excise Act, 2016.

The prosecution case is that from the possession of
the petitioner, 40 litres of country made mahua liquor were
recovered.

It is submitted by learned counsel for the petitioner
that the recovery has not been made from the conscious physical
possession of the petitioner rather it has been made from a
motorcycle. A statement has been made in paragraph no. 3 of
the petition that the petitioner is not having any criminal
antecedent.



Learned APP for the State submits that the recovery has been made from the motorcycle in possession of the petitioner.

Considering the quantity of recovery, coupled with statement made in paragraph no. 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, Patna** in connection with **Pipra P.S. Case No.15 of 2019, Special Case No.1298 of 2019.**

(Dinesh Kumar Singh, J)

Deepak/Rahul/-

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