

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15362 of 2019

Arising Out of PS. Case No.-38 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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ROCKEY KUMAR @ ROCKY KUMAR, Son of Vinod Sah Resident of
Village - Village - Mathiyadih Chhatauni, P.S.- Chhatauni, Distt - East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 13-03-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is languishing in custody since
26.01.2019 in connection with Case No.C2-38/2019 registered
for the offence punishable under Section 30(a) of Bihar
Prohibition and Excise Act, 2016.

Prosecution case is that from the possession of
petitioner, 18 litres of country made illicit liquor were
recovered.

It is submitted by learned counsel for the petitioner
that the petitioner has falsely been roped in the present case. It
is further submitted that petitioner is not having any criminal
antecedent, statement to that effect has been made in paragraph



no.3 of the bail application.

Learned APP has vehemently opposed the prayer for bail and submits that the recovery has been made from the possession of the petitioner.

Considering the quantity of recovery, period under custody and the fact that the petitioner is not having any criminal antecedent, let the above named petitioner 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 learned A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi in connection with Case No.C2-38/2019.

(Dinesh Kumar Singh, J)

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