

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15953 of 2019

Arising Out of PS. Case No.-588 Year-2018 Thana- TURKAULIYA District- East
Champaran

=====

Munna Rai, Aged about 26 years, Male, Son of Anarjit Rai, Resident of
Village Gudra, P.S. Majhauilya, District West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma
For the Opposite Party/s : Mr.Ganesh Prasad Singh

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 14-03-2019 Heard both sides.

Petitioner apprehends his arrest in Turkauliya P.S. Case
No.588 of 2018, registered under Sections 272, 273 and 34 of the
Indian Penal Code as well as under Section 30(a) of the Bihar
Prohibition and Excise Act.

The A.S.I. of Turkauliya police station got information
that Narad Rai, Niraj Kumar Rai, Ranjan Kumar Rai and Munna
Rai workers of the orchestra of Lalu had brought spirit and kept
the same behind the house of Narad Rai for preparing country
made liquor. On such, raid was conducted and from behind the
house of Narad Rai, 200 litres of spirit was recovered.

Learned counsel for the petitioner submits that nobody
has seen the petitioner carrying any spirit. The name of the
petitioner is disclosed by the informer of the police and save and



except this fact, there is no material to show the involvement of the petitioner in the aforesaid case. Petitioner has got no criminal antecedent and nothing has been recovered from the conscious possession of the petitioner.

Taking into consideration the facts that spirit was recovered from behind the house of Narad Rai and save and except disclosure made by the informer of the police, there is no tangible material against the petitioner to show that the petitioner brought the spirit and kept behind the house of Narad Rai, let petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of this order, 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 the learned 7th Additional Sessions Judge-cum-Special Judge, Excise, Motihari, East Champaran in connection with Turkauliya P.S. Case No.588 of 2018, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

S.KUMAR/-

U		T	
---	--	---	--

