

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18690 of 2019

Arising Out of PS. Case No.-369 Year-2018 Thana- GAUTAMBUDHNAGAR District-
Siwan

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Bhim Kumar Sah @ Bhim Sah, S/O Tara Sah @ Tarachanda Sah, Resident of
village- Trawara, P.S.- G.B. Nagar, District- Siwan.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhakar Singh, Advocate
For the Opposite Party/s : Mr.Ram Naresh Ray, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 23-05-2019 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with G.B. Nagar P.S. Case No.369 of 2018 for allegedly having
committed the offence under Sections 30(a), 38, 41(i) of the
Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
alleged recoveries were not from the conscious possession of
the petitioner but from the motorcycle which is standing outside
the road. It is further submitted that the petitioner has no
criminal antecedents.

Considering the fact that the alleged recoveries were
not from the conscious possession of the petitioner, let the



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/production of a copy of this order, 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 the learned Additional Sessions Judge-II-Cum-Special Judge, Excise, Siwan, in connection with G.B. Nagar P.S. Case No.369 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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