

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18549 of 2019**

Arising Out of PS. Case No.-52 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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Rakesh Kumar, Son of Late Bhutali Yadav @ Late Bhutani Yadav, Resident of
Village- Bhaur (Bhaurwar), P.S.- Magadh University, Bodh- Gaya, District-
Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh

For the Opposite Party/s : Mr. Arun Kumar

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER**

2 27-03-2019 Heard learned counsel for the petitioner and State.

The petitioner is in custody in connection with Gaya
Excise P.S. Case No. 52 of 2019 for the offence under Section
30(d) and 37(b)(c) of the Bihar Prohibition and Excise Act,
2016 and Sections 2(e), 3, 5 and 13 of Bihar Mahua Flowers
Rules, 2006.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he is in custody
since 04.02.2019. He further submits that in the instant case
total 750 Kg of Mahua Flower was seized. He also submits that
the aforesaid Mahua Flower was seized from a Bolero vehicle
and not from the conscious possession of the petitioner.

Considering the fact that the petitioner has got no



criminal antecedent, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Gaya in connection with Gaya Excise P.S. Case No. 52 of 2019.

(Anil Kumar Upadhyay, J)

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