

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.16808 of 2019**

Arising Out of PS. Case No.-83 Year-2019 Thana- GARDANIBAG District- Patna

Shahil Kumar @ Sahil Kumar, Son of Siddh Nath Choudhary Resident of  
Village - Damariya, Police Station - Gardanibagh and District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Manish Kumar No2

For the Opposite Party/s : Mrs. Veena Kumari Jaiswal

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH  
ORAL ORDER**

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

The petitioner is languishing in custody since 07.02.2019  
in a case registered for the offence punishable under Section  
30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case is that from a locked room of the  
petitioner, 75.75 litres of Indian Made Foreign Liquor were  
recovered.

It is submitted by learned counsel for the petitioner that  
recovery has been made from the joint family house of the  
petitioner and admittedly, the petitioner was not present when  
recovery was made. Moreover, the seizure list does not bear the  
signature of the petitioner. A statement has been made in  
paragraph no.3 of the petition that the petitioner is not having



any criminal antecedent.

Learned APP submits that recovery has been made from the house of the petitioner.

Considering the period under custody, coupled with the 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 bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Special Judge, Excise Act, Patna in connection with Special Case No. 1352 of 2019, arising out of Gardanibagh P.S. Case No. 83 of 2019.

**(Dinesh Kumar Singh, J)**

Amrendra/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

