

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16834 of 2019

Arising Out of PS. Case No.-164 Year-2018 Thana- BIHPUR District- Bhagalpur

MD. ABDUL, S/o Md. Alam, Resident of Village-Gangjala Saharsa, Ward
No. 15, P.S. and District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anupa Nand Jha, Advocate.

For the Opposite Party/s : Ms. Pushpa Sinha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

2 26-03-2019 Heard learned counsel for the petitioner and the

State.

The petitioner seeks bail in **Bihpur (Bhawanipur)**
P.S. Case No. 164 of 2018, instituted for the offence under
Section(s) 30(a) and 38(1) of Bihar Prohibition of Excise Act,
2016.

It is alleged in the written report that 264 litres of
country made liquor has been recovered from Wagon-r vehicle.

Counsel for the petitioner submits that petitioner was
not present on the spot. There is no signature of petitioner on
the seizure list. Petitioner has been arrested on 14.12.2018
merely on the ground that he was driver of the aforesaid
vehicle.

Considering the aforesaid facts and circumstances of



the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner above named, 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 learned **2nd Additional Sessions Judge cum Special Judge, Bhagalpur**, in connection with **Bihpur (Bhawanipur) P.S. Case No. 164 of 2018**, subject to the condition that both the bailors will be the close relatives of the petitioner.

(Sanjay Priya, J)

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