

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18677 of 2019

Arising Out of PS. Case No.-19 Year-2019 Thana- BEUR District- Patna

SHAILESH SAW @ BENGWA Son of Late Basudeo Saw, Resident of
Vishunpur Pakri, P.S.- Beur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Kumar Sharma
For the Opposite Party/s : Mrs.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 29-03-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
16.01.2019 in a case registered for the offences punishable
under Section 30(a), 37(a)(b)(c) of the Bihar Prohibition and
Excise Act, 2016.

It is alleged that from the possession of the petitioner,
20 litres of mahua liquor were recovered.

It is submitted by learned counsel for the petitioner
that the recovery has not been made from the conscious physical
possession 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 for the State submits that the recovery



has been made from the possession of the petitioner.

Considering the quantity of recovery, the period under custody coupled with 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 bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Patna in connection with Special Case No. 547 of 2019, arising out of Beur P.S. Case No.19 of 2019.

(Dinesh Kumar Singh, J)

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