

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.18558 of 2019**

Arising Out of PS. Case No.-393 Year-2018 Thana- PATNA CITY CHOWK District- Patna

PUTUL RAI Son of Late Shyam Babu Ray Resident of Mohalla -  
Kaimasikoh, P.S.- Chowk, District - Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Arvind Kumar Mouar

For the Opposite Party/s : Mr.Choubey Jawahar

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      05-04-2019                      The petitioner apprehends his arrest in connection with Special Case No. 9442/18, arising out of Chowk P.S. Case No. 393 of 2018, disclosing offences under Section 30(a) of the Excise Act and Section 25(1-b)a, 26 of the Arms Act.

Allegation is of recovery of 80 litres of mahua liquor from the co-accused, who disclosed the name of petitioner as his associate.

Submission of learned counsel for the petitioner is that from the F.I.R. itself it is evident nothing has been recovered either from the house of the petitioner or at his instance, his name has falsely been roped in this case by the co-accused. Statement has been made in paragraph -3 that petitioner has no criminal antecedent.

Heard learned A.P.P. also.



Having heard both sides, considering the submission, as above, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna, in connection with Special Case No. 9442/18, arising out of Chowk P.S. Case No. 393 of 2018, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

**(Vinod Kumar Sinha, J)**

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