

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.19137 of 2019**

Arising Out of PS. Case No.-15 Year-2019 Thana- RAGHUNATHPUR District- Siwan

Abhisek Kumar, S/o Surendra Prasad, R/o village- Raghunathpur, P.S.-  
Raghunathpur, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ajay Kumar Tiwary, Advocate

For the Opposite Party/s : Mrs.Veena Rani Prasad, APP

**CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA  
ORAL ORDER**

3      23-05-2019                      Heard learned counsel for the petitioner and the  
learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection  
with Raghunathpur P.S. Case No.15 of 2019 for allegedly  
having committed the offence under Sections 30(a), (c), (d), 36,  
38(A) and 41(i) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the  
alleged recovery was not from the conscious possession of the  
petitioner, but from the abandoned house in front of his house.

Considering the fact that the alleged recovery was not  
from the conscious possession of the petitioner and also that the  
petitioner has got no criminal antecedents, let the petitioner,  
above named, in the event of his arrest or surrender before the  
court below within a period of four weeks from the date of



receipt/production of a copy of this order, 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 the learned 2<sup>nd</sup> Additional Sessions Judge-Cum-Special Judge, Excise, Siwan, in connection with Raghunathpur P.S. Case No.15 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Anjana Mishra, J)**

PNM

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