

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19535 of 2019

Arising Out of PS. Case No.-8 Year-2019 Thana- EAST CHAMPARAN GRP CASE District-
East Champaran

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Adil Khan, Son of Haitulla Khan, Resident of Village-Motipur Ward No.6,
P.S.-Motipur, District-Muzaffarpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Arbind Kumar Pandey (App 84)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
27.01.2019 in a case registered for the offences punishable
under Sections 379/411/34 of the Indian Penal Code and Section
37(b) of the Bihar Prohibition and Excise Act, 2016.

It is alleged that the petitioner was handed over to the
police while trying to snatch mobile phone and purse of the
daughter of the informant and he was found in inebriated
condition.

It is submitted by learned counsel for the petitioner
that only on the basis of suspicion, the petitioner has been roped
in the present case. The petitioner was apprehended from the



spot but he was miller put to breath analyser test nor any recovery was made from his conscious physical possession. Though, the petitioner is accused in one another but he is on bail in that case.

Learned APP submits that the petitioner was apprehended from the spot in inebriated condition.

Considering the nature of accusation not being corroborated by any breath analyser test report, 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 7th Additional Sessions Judge -cum- Special Judge, Excise, East Champaran at Motihari in connection with Motihari Rail P.S. Case No. 08 of 2019.

(Dinesh Kumar Singh, J)

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