

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.79337 of 2018**

Arising Out of PS. Case No.-548 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.  
District- Sitamarhi

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Dinesh Prasad Yadava @ Dinesh Rai @ Dinesh Kumar Yadav Son of Ishwar  
Dev Rai @ Eshwar Dev Rai Resident of Village - Baran Rai, Ward no.4  
Panchhor, P.S.- Riga, District- Sitamarhi.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ranjeet Kumar Mishra, Advocate.

For the Opposite Party/s : Mr.Sri Iftekhhar Mahmood

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**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR**  
**ORAL ORDER**

2      29-01-2019                      Heard the learned counsel for the petitioner and  
the State.

The petitioner seeks bail in anticipation of his  
arrest in connection with Case No. C2/548/18 instituted  
for the offence under Section 30(A) of the Bihar  
Prohibition and Excise Act.

Approximately 5 (five) litres of liquor is said to  
have been recovered from behind the house of the  
petitioner.

Learned counsel for the petitioner has  
submitted that the recovery cannot be said to be from  
his constructive possession and the petitioner has clean  
antecedents.

For the aforestated facts, the petitioner is



directed to be released on bail, 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, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additonal Sessions Judge II, Sitamarhi-cum-Special Judge, Excise Act, Sitamarhi in connection with Case No. C2/548/18, subject to the conditions as laid down under Section 438(2) Cr.P.C.

**(Ashutosh Kumar, J)**

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