

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.553 of 2019

Arising Out of PS. Case No.-357 Year-2018 Thana- DARIYAPUR District- Saran

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Lallan Rai S/o Late Achhuta Rai R/o Villag- Sarnarayan, P.S.- Dariyapur,
District- Saran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh
For the Opposite Party/s : Mr.Sri S. Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 16-01-2019 Heard learned counsel for the petitioner and the

counsel appearing on behalf of the State.

Petitioner is in custody in connection with Dariyapur
P.S. Case No. 357 of 2018 for the offence under sections 30,
30(a), 38, 41 of Bihar Prohibition and Excise Act.

Learned counsel appearing on behalf of the petitioner
would submit that the petitioner has no criminal antecedent. He
further submits that in the instant case four persons have been
arrested and total 2557 liters of foreign liquor was recovered.

Learned counsel submits that the petitioner is
innocent. He was going to Dariyapur market for purchase of
food materials. He gathered near the DCM vehicle, saw the
police over there and on refusal to become witness to the
seizure, he has been made accused in the instant case.



Petitioner is in custody since 4.11.2018.

Considering the fact that petitioner has no criminal antecedent, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of 6th Additional Sessions Judge-cum- Special Judge (Excise), Saran , in connection with Dariyapur P.S. Case No. 357 of 2018 subject to the condition that one of the bailors should be local representative of the local body.

(Anil Kumar Upadhyay, J)

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