

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21374 of 2019

Arising Out of P.S. Case No.-177 Year-2019 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

ANAND KUMAR @ BITTU (Male) 24 years), S/o Birendra Singh R/o
Mohalla- Sree Rampuri Colony Bhagwanpur, P.S.- Sadar, District-
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhavesh Kumar, Advocate

For the Opposite Party/s : Mr.Ram Bilash Roy Raman, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 05-04-2019 Heard the learned counsel for the petitioner and
learned counsel appearing on behalf of the State.

Petitioner seeks bail in connection with Muzaffarpur
Sadar P.S.Case No.177 of 2019 for the offence alleged under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case as lodged by the police
personnel is that on secret information the house of the
petitioner was raided and from the house 44.235 liters of Indian
Made Foreign Liquor was recovered. Accordingly a seizure list
was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, nothing has been recovered from
his conscious possession and he is in jail custody since



11.03.2019. He further submits that petitioner undertakes to cooperate in the investigation and not to tamper with the prosecution evidence.

However, learned APP for the State opposes the prayer for bail stating therein that the petitioner does not bear a clean antecedent one more case although of a different nature is pending against him.

Considering the nature of allegations, material on record as well as the undertaking of the petitioner to cooperate in the investigation, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Muzaffarpur Sadar P.S.Case No.177 of 2019 to the satisfaction of learned Special Judge Excise, Muzaffarpur, subject to the condition that one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J)

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