

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.28934 of 2019**

Arising Out of PS. Case No.-70 Year-2019 Thana- SABAUR District- Bhagalpur

Rajesh Pandey Son of Late Indradeo Pandey Resident of Muhalla- Near  
D.V.C., Colony, Sabour, P.S.- Sabour, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar, Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Diwakar Upadhyaya  
For the Opposite Party/s : Mr.Ramesh Chandra

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      01-05-2019                      Heard learned counsel for the petitioner and the  
counsel appearing on behalf of the State.

Petitioner is in custody in connection with Sabour P.S  
Case No. 70 of 2019 for the offence under section 30(A) of the  
Bihar Prohibition & Excise Act, 2016.

Learned counsel for the petitioner submits that  
petitioner has no criminal antecedent.

In the instant case total 29.625 liters of liquor was  
seized.

Learned counsel for the petitioner submits that  
mandatory provision of section 100 Cr.P.C. was not followed in  
preparation of seizure list.

The petitioner is in custody since 16.3.2019.

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 learned 2<sup>nd</sup> Additional District and Sessions Judge cum Special Judge, Excise, Bhagalpur or successor court, in connection with Sabour P.S. Case No. 70 of 2019.

**(Anil Kumar Upadhyay, J)**

Ravi/-

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