

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28079 of 2019**

Arising Out of PS. Case No.-227 Year-2017 Thana- DARAUNDA District- Siwan

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VIJAY KUMAR @ VIKESH KUMAR YADAV Son of Birendra Sah Resident of
Village - Chanchaura, P.S.- Rasulpur, Dist.- Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajiv Kumar
For the Opposite Party/s : Mr.Bishweshwar Ram

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 29-04-2019 Heard learned counsel for the petitioners and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Duraundha P.S. Case No. 227 of 2017 for the offence
punishable under Sections 30(a) and 38 of the Bihar
Prohibition and Excise Act, 2016.

Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and has not committed any offence. In fact, nothing
has been recovered from the conscious possession of the
petitioner rather the alleged recovery has been made from
the road which is evident from the seizure list itself. Hence,
the petitioner may be granted the privilege of anticipatory



bail.

Considering the facts and circumstances of the case, let the, above named, petitioner in the event of surrender within a period of four weeks 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 the learned A.D.J.-II -cum- Special Judge, Excise, Siwan in connection with Dhuraundha P.S. Case No. 227 of 2017 subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Arvind Srivastava, J)

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