

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27783 of 2019

Arising Out of PS. Case No.-44 Year-2019 Thana- EKANGARSARAI District- Nalanda

Vijay Prasad @ Manjhala @ Vijay Yadav, Male, aged about 55 years, son of
Late Ram Baran Prasad, Resident of Village - Mahua Bagh, Police Station-
Ekangersarai, District-Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Nand Kishore Prasad II
For the Opposite Party/s : Mr.Md. Nazir Ansari

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

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

learned counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Ekangarsarai P.S. Case No. 44 of 2019
(G.R. No. 1235 of 2019), registered for the offence under
Sections 30(a) of the Bihar Prohibition and Excise
(Amendment) Act, 2016.

4.8 liters of country made liquor has been
recovered from the roof of the house of the petitioner.

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

Looking to the quantum of recovered liquor, let the
above-named petitioner be released on anticipatory bail in the



event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge, III-cum- Special Judge, Excise, Nalanda, in connection with Ekangarsarai P.S. Case no. 44 of 2019 (G.R. No. 1235 of 2019), subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

However, at the time of accepting bail bonds, the court below would verify and assure itself regarding the criminal antecedent of the petitioner. If he is having clean antecedent, then his bail bond would be accepted. If he is found to be involved in any other case before filing of this application i.e. 26.04.2019 then his bail bond would not be accepted.

(Shivaji Pandey, J)

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