

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31262 of 2019

Arising Out of PS. Case No.-72 Year-2019 Thana- HUSSAINGANJ District- Siwan

NAFEEZ SHEIKH @ GOLU, aged about years 38(M), S/o Salaudin @
Salaudin Ahammad R/o village- Khudai Bari, P.S.- Hussainganj, District-
Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Pandey

For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 10-05-2019 Heard both sides.

The petitioner apprehends his arrest in Hussainganj
P.S. Case No.72 of 2019 registered under Sections 30(a), 36 and
41(1) of Bihar Prohibition and Excise Act.

The informant, A.S.I. of Hussainganj P.S. disclosed in
his written statement that he got information that in the house of
Shahana Khatoon situated in village, Khudai Bari liquor was
kept. When the informant went there, the house was locked. The
villagers disclosed that the petitioner had kept liquor after
breaking the window of the back side of the house and on such,
huge quantity of liquor was recovered.

The learned counsel for the petitioner submits that
petitioner has no manner of concern with the recovery made



from the house of Shahana Khatoon. The informant did not name the person who disclosed the name of the petitioner as the person who had kept the liquor in the house of Shahana Khatoon save and except the personal knowledge of the informant. There is no material on record to show the involvement of the petitioner in keeping liquor in the house of Shahana Khatoon.

Taking into consideration the facts aforesaid, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge II-cum-Special Judge, Excise, Siwan in connection with Hussainganj P.S. Case No.72 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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