

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32580 of 2019

Arising Out of PS. Case No.-155 Year-2019 Thana- BODHGAYA District- Gaya

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Amitabh Kumar, S/O Ganesh Bhagat, resident of Village-Kujap, P.S.-
Bodhgaya, District-Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Ms.Sharda Kumari, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 23-05-2019 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Bodhgaya P.S. Case No.155 of 2019 for allegedly having
committed the offence under Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
there is no recovery from the conscious possession of the
petitioner but from the motorcycle not belonging to him.

Considering the fact that the alleged recovery was not
from the conscious possession of the petitioner, 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/production of a copy of this order, 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 Special Excise Judge, Gaya, in connection with Bodhgaya P.S. Case No.155 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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