

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78676 of 2018

Arising Out of PS. Case No.-377 Year-2018 Thana- BANIAPUR District- Saran

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Mahesh Sah son of Ramishwar Sah @ Rameshwar Sah, Resident of Village-
Dhobwal, Police Station- Baniyapur, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prem Sheela Pandey
For the Opposite Party/s : Mr.Smt. Sahin Begam

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 10-01-2019 This application, for grant of anticipatory bail, arises

out of Baniyapur P.S. Case No. 377 of 2018, disclosing offences

under Sections 30 (a) of the Bihar Prohibition and Excise Act,

2016.

Allegation is of recovery of 20 litres of liquor from a

hut and it is said that the liquor belongs to the petitioner.

Submission of learned counsel for the petitioner is

that he has nothing to do with the alleged recovery and the hut

from which the alleged recovery has been made does not belong

to the petitioner. Further he has no criminal antecedent and has

falsely been roped in the present case.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts,

this application is allowed. Let the petitioner, above named, in



the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge VI – cum- Special Judge, Excise, Saran at Chapra, in connection with Baniyapur P.S. Case No. 377 of 2018, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure

(Vinod Kumar Sinha, J)

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