

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79200 of 2018

Arising Out of PS. Case No.-330 Year-2018 Thana- PATNA CITY CHOWK District- Patna

Golu Kumar S/o Parash Gop, resident of Pani Tanki, Mangal Talab, Nala Pur
Kachori Gali, P.S.-Chowk, Dist-Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tilak Sao

For the Opposite Party/s : Mr.Sri Braj Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 28-01-2019 Heard both sides.

The petitioner apprehends his arrest in Chowk P.S.
Case No.330 of 2018 registered under Section 30(a) of the Bihar
Prohibition and Excise Act.

The police intercepted a motorcycle on which two
persons were coming. One of them managed to flee away but
another, namely, Rohan Kumar was apprehended and from the
bag Indian made foreign liquor was recovered. The apprehended
person disclosed the name of person who managed to flee away
after leaving motorcycle as Suraj Kumar. Rohan Kumar
disclosed the name of petitioner and stated that the petitioner is
the brother of Suraj Kumar who is said to have indulged in
dealing with illegal liquor.

Learned counsel for the petitioner submits that the



petitioner has no manner of concern with the recovered liquor. Save and except confessional statement, the police did not collect any tangible material against the petitioner.

Having considered the fact that save and except confession of co-accused, there is no material against the petitioner, the above named petitioner in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Patna in connection with Chowk P.S. Case No.330 of 2018 (Special Case No.7966 of 2018), 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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