

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39318 of 2019

Arising Out of PS. Case No.-187 Year-2019 Thana- LAHERIMUHALLA District- Nalanda

SURAJ @ PREM RASTOGI Son of Anand Pd. Rastogi @ Anand Prakash
Rastogi Resident of Village- Mathuriya Mohalla, Police Station- Laheri,
District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Prasad

For the Opposite Party/s : Mr.Khurshid Anwar

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 27-06-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Laheri P.S. Case No.187 of 2019 registered under Section
30 of the Bihar Prohibition and Excise (Amendment) Act, 2018.

The accusation is of recovery of 11 bottles, each
containing 750 ml. Indian Made Foreign Liquor, from the joint
house of the petitioner. While Chandan Rastogi and Sriraj
Rastogi alias Utsav, the brothers of the petitioner, were
apprehended but the petitioner succeeded to flee away.

Learned counsel for the petitioner submits that it
would appear from the F.I.R. that at the time of the alleged
recovery of Indian Made Foreign Liquor from the joint house of



the petitioner, the brothers of the petitioner were apprehended but the petitioner was not apprehended from his house. The petitioner had no knowledge about keeping of the liquor in his house. The petitioner has no criminal antecedent.

Having considered the facts and the circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender by him within six weeks from today, be enlarged on bail on his furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the 3rd Additional Sessions Judge, Nalanda at Biharsharif, in connection with Laheri P.S. Case No.187 of 2019, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Rajendra Kumar Mishra, J)

P.S./-

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