

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.40300 of 2019**

Arising Out of PS. Case No.-49 Year-2019 Thana- BUXAR INDUSTRIAL District- Buxar

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RUNNU SINGH @ PRITHVI SINGH Son of Bajrang Singh @ Shashikant  
Singh Resident of Village- Manjhria, P.S.- Buxar (I), District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Humayou Ahmad Khan, Advocate

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      01-07-2019                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with Buxar  
(I) P.S. Case No. 49 of 2019 for the offenses under Section 290  
of the Indian Penal Code, and U/S 30(a) of the Bihar Prohibition  
and Excise Act, 2016.

Learned counsel for the petitioner submits that in the  
instant case total 423.360 ltrs of foreign liquor was seized. The  
petitioner has no criminal antecedent. The petitioner was not  
arrested from the place of occurrence. He further submits that  
the police persons entered the territory of U.P. to seize the liquor  
and apprehended the accused person. In U.P. there is no  
prohibition and as such, the provisions of Bihar Prohibition and  
Excise Act is not applicable. The petitioner is in custody since



17.05.2019.

Considering the facts and circumstances discussed hereinabove, the Court is inclined to grant bail to the petitioner. Let the petitioner, above named, 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 the learned Additional District Judge II – cum – Special Judge, Buxar in connection with Buxar(I) P.S. Case No. 49 of 2019.

**(Anil Kumar Upadhyay, J)**

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