

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40133 of 2019

Arising Out of PS. Case No.-77 Year-2019 Thana- BIDUPUR District- Vaishali

Munna Kumar, Aged about 25 years, Male, Son of Ram Ashok Rai, Resident of Village Bidupur Dih, P.S. Bidupur, District Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nachiketa Jha

For the Opposite Party/s : Mr.Ram Bachan Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 01-07-2019 Heard both sides.

Petitioner apprehends his arrest in Bidupur P.S. Case No.77 of 2019, registered under Section 33 of the Bihar Prohibition and Excise Act.

The gist of the allegation is that one motorcyclist was coming and on being signaled to stop, the motorcyclist fled away leaving the motorcycle on the spot. On search, liquor made of *mahua* was recovered from a gallon kept in a bag tied with the motorcycle.

Learned counsel for the petitioner submits that petitioner is the owner of the motorcycle. The petitioner was not carrying liquor. Some villager has taken the motorcycle and petitioner has been made accused only because the owner book of the motorcycle stands in the name of the petitioner.



Taking into consideration the facts, let 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 of this order, 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 A.D.J.-2-cum-Special Judge, Excise, Vaishali at Hajipur in connection with Bidupur P.S. Case No.77 of 2019, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

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