

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41551 of 2019

Arising Out of PS. Case No.-84 Year-2019 Thana- PAHARPUR District- East Champaran

Ashok Singh @ Ashok Kumar Son of Nayan Singh, Resident of Village-
Shishwa Bajar Tola, P.S.- Paharpur, District- East Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Ahtasham Ali Khan

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 05-07-2019 Heard both sides.

The petitioner apprehends his arrest in Paharpur P.S.
Case No.84 of 2019 registered under Section 30(a) of the Bihar
Prohibition and Excise Act.

The informant got information that the villagers had
caught a person, who was carrying liquor. The police went there
and apprehended that person. From possession of the
apprehended accused, 20 litres country made liquor was
recovered. The apprehended accused disclosed his name as
Bhanu Bhagat. Bhanu Bhagat is said to have disclosed that he
purchased liquor from Nayan Singh, Pannalal Singh and Ashok
Singh (petitioner.)

Learned counsel for the petitioner submits that
nothing has been recovered from possession of the petitioner.



Even after having received information that petitioner sold liquor to Bhanu Bhagat, the police did not raid the house of the petitioner. There is no material to show that the petitioner sold liquor to Bhanu Bhagat.

Having considered the facts aforesaid and the fact that save and except the disclosure made by Bhanu Bhagat, there is no material to show that the petitioner sold liquor to Bhanu Bhagat, 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 9th Additional Sessions Judge-cum-Special Judge, Excise, Motihari, East Champaran in connection with Paharpur P.S. Case No.84 of 2019, 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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