

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45255 of 2019

Arising Out of PS. Case No.-163 Year-2019 Thana- MAJHAULIA District- West Champaran

Mantoo Kumar @ Mantu Sah Son of Indra Deo Sah, Resident of Village-
Siswa Bazar, Police Station- Majhauriya, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar No 7

For the Opposite Party/s : Mr.Tapeshwar Sharma

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 23-07-2019 Heard both sides.

The petitioner apprehends his arrest in Majhauriya
P.S. Case No.163 of 2019 registered under Sections 30(a) and
37(c) of the Bihar Prohibition and Excise Act.

The gist of the allegation that the informant got
information that the petitioner was selling liquor near auto stand
in Siswa Bazar. When the informant went there to verify the
information, the petitioner is said to have fled away throwing
the bag containing about 6 litres of liquor.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and the name of
petitioner is dragged in the case on the disclosure made by
Chowkidar. There is no other witness to support the fact that the
petitioner was ever selling liquor in the market. Even from



perusal of the seizure list, it would appear that the seizure list was prepared in the busy market but nobody turned up to become a seizure list witness.

Having considered the facts aforesaid, 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, Bettiah, West Champaran in connection with Majhauriya P.S. Case No.163 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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