

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46819 of 2019

Arising Out of PS. Case No.-134 Year-2019 Thana- GAIGHAT District- Muzaffarpur

JAWALA RAI, aged about 43 years, Male, Son of Bindeshwar Ray, Resident
of Village- Dhubauli, P.S.- Gaighat, District- Muzaffarpur

... Petitioner

Versus

THE STATE OF BIHAR

... Opposite Party

Appearance :

For the Petitioner : Mr. Bela Singh, Adv.

For the Opposite Party : Mr. Md. Fahimuddin, APP

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

ORAL ORDER

2 29-07-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Gaighat P.S. Case No. 134 of 2019 (G.R. No. 960 of 2019) for
the offence alleged under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

The accusation is of recovery of Indian made foreign
liquor contained in different bottles in volume of 830.430 liters
in a ditch situated behind the house of the petitioner.

The submission of the learned counsel for the
petitioner is that the alleged liquor was said to be recovered
behind the house of the petitioner and not from the house of the
petitioner.

Learned Additional Public Prosecutor for the State
opposes the prayer for pre-arrest bail.



Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Gaighat P.S. Case No. 134 of 2019 (G.R. No. 960 of 2019) shall be released on pre-arrest bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Special Judge, Excise, Muzaffarpur, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

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