

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45236 of 2019

Arising Out of PS. Case No.-118 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Siwan

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SANTOSH THATHERA @ SANTOSH KUMAR, aged about 38 years,
Gender-Male, Son of Pashuram Thathera Resident of Village- Hussainganj
Bazar, P.S. Hussainganj, District- Siwan.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh

For the Opposite Party/s : Mr.Satyadeo Singh Yadav

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 23-07-2019 Heard both sides.

The petitioner apprehends his arrest in C-III Case
No.118 of 2019 registered under Section 30(a) of Bihar
Prohibition and Excise Act.

The Excise officials arrested one person namely,
Jitendra Chaudhary and 180 ml. liquor was said to have been
recovered from Jitendra Chaudhary. The excise official further
disclosed that petitioner fled away after throwing a bag
containing 35 bottles each containing 180 ml.

The learned counsel for the petitioner submits that
petitioner was not accompanying Jitendra Chaudhary. The
excise official also implicated the petitioner at the instance of
Jitendra Chaudhary. Nothing has been recovered from the



possession of the petitioner nor the house of the petitioner was searched although house of the petitioner is situated in the same village.

Taking into consideration the facts aforesaid, let the 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 the order, be released on 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 learned 2nd Additional Sessions Judge-cum-Special Judge, Excise, Siwan in connection with C-III Case No.118 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

Saurabh/-

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