

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49064 of 2019

Arising Out of PS. Case No.-230 Year-2019 Thana- BELAGANJ District- Gaya

KUNAL KUMAR @ KUNAL KISHORE, aged about 35 years, Male, Son of
Tanik Singh @ Yogendra Kumar, Resident of Village- Ore, P.S. - Belaganj,
District- Gaya at present Village- Kormathu, P.S.- Belaganj, District- Gaya
... Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Prithivi Raj Singh, Adv.
For the Opposite Party : Mr. Md. Nazir Ansari, APP

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

ORAL ORDER

2 06-08-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Belaganj P.S. Case No. 230 of 2019 for the offence alleged
under Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

The accusation is that in course of patrolling duty the
informant received information that Kunal Kumar (petitioner)
used to sell liquor illegally in his Raja Line Hotel, situated on
N.H. No. 83, the informant reached there, but, petitioner
succeeded to flee away. On search of hotel four bottles of beer
each of 500 ml recovered from a refined plastic jar. On search
of campus of hotel, eight empty bottles of Indian made foreign
liquor also recovered. Karma Murmu, employee of the



petitioner, disclosed tat petitioner being the owner of the hotel used to carry liquor and supply to the customer.

Learned counsel appearing for the petitioner submits that hotel, in question, is of the petitioner, but, the same was handed over to Karma Murmu for running the same and due to ulterior motive the petitioner has been implicated in this case. Petitioner has no criminal antecedent.

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 Belaganj P.S. Case No. 230 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, Gaya, 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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