

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51221 of 2019

Arising Out of PS. Case No.-229 Year-2019 Thana- BOCHAHAN District- Muzaffarpur

RAJESH KUMAR Son of Ram Briksha Rai @ Ram Vriksha Rai Resident of
Village- Berai, P.S.- Hathauri, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Rajendra Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 17-08-2019 Heard learned counsel for the petitioner and learned
learned Additional Public Prosecutor for the State.

The petitioner is in custody in connection with
Bochahan P.S. Case No. 229 of 2019 for the offenses under
Sections 272, 273, 120(B) IPC and Section 30(A) of the Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that
petitioner has no criminal antecedent. In the instant case 6273
liters of liquor was recovered from truck and not from the
conscious possession of the petitioner. The Truck does not
belong to the petitioner. The petitioner is in custody since
16.06.2019.

Considering recovery of huge quantity of liquor, the
Court is of the view that petitioner should be released on bail on



deposit of heavy cash amount. Accordingly, the Court directs release of the petitioner on deposit of Rs. 01/- lac in cash in the Court below at the time of release. Let the petitioner, above named, 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 the Special Judge, Excise Act, Muzaffarpur in connection with Bochahan P.S. Case No. 229 of 2019, subject to the deposit of Rs. 1,00,000/- in cash in the court below at the time of release.

The deposit of Rupees one lac shall abide by the final out come of the pending case before the court below.

(Anil Kumar Upadhyay, J)

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