

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52013 of 2019

Arising Out of PS. Case No.-24 Year-2019 Thana- KUNALI District- Supaul

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Ravindra Kumar Yadav @ Ravindra Kumar, Son of Upendra Yadav Resident
of Village- Dudhaila, P.S.- Kunouli (Dagmara O.P.), District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav

For the Opposite Party/s : Mr.Pushpa Sinha

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

ORAL ORDER

2 21-08-2019 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Kunauli (Dagmara O.P) P.S. Case no. 24 of 2019,
registered under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

The accusation is that on receiving secret
information about carrying of Nepali Soufi loading on
motorcycle from Nepal to Sikarhatta, the informant along with
other Police personnel reached at Naya Tola, Sikarhatta Bandh.
In the meantime, two persons were seen on motorcycle having
a plastic sack. When the signal was given to stop the
motorcycle then both succeeded to flee away leaving the
motorcycle and on search of sack, 145 bottles, each containing
300 MLNepali Soufi recovered. On opening the dicky of



motorcycle bearing registration No. BR-50F-3766, paper of motorcycle was recovered in which the name of owner of the motorcycle was shown as Ravindra Kumar Yadav (Petitioner).

Learned counsel for the petitioner submits that, in fact, the motorcycle of the petitioner was taken by his villager Chandan Yadav, son of Ram Chandra Yadav for personal use and the petitioner had no knowledge about carrying of alleged liquor on his motorcycle. The petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge-II-cum-Special Judge, Excise Act, Supaul in connection with S.Tr Excise No. 348 of 2019, arising out of Kunauli (Dagmara OP) P.S. Case No. 24 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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