

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52651 of 2019

Arising Out of PS. Case No.-204 Year-2019 Thana- RAJAOLI District- Nawada

RAJ KUMAR Son of Late Shibnath Sao Resident of Village - Barni, P.S.-
Dhanarua, Dist.- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar
For the Opposite Party/s : Mr.Khurshid Anwar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 23-08-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Petitioner is in custody in connection with Rajauli
P.S. Case No. 204 of 2019 for the offence under sections
30(a)/41 of the Bihar Prohibition and Excise Act, 2016

Learned counsel for the petitioner would submit that
petitioner has no criminal antecedent.

In the instant case there is recovery of total 788 liters
of english wine.

Learned counsel for the petitioners submits that
petitioners are in custody since 11.6.2019.

Considering the fact that petitioner has no criminal
antecedent, the Court is inclined to grant bail to the petitioner,
let the petitioner, named above, be enlarged on bail on



furnishing bail bond of Rs. 50,000/- (Fifty thousand) with two sureties of the like amount each to the satisfaction of learned ADJ-2nd cum Special Judge, Excise, Nawada, in connection with Rajauli P.S. Case No. 204 of 2019 subject to the condition that petitioner shall deposit Rs. 50,000/ case before the Court below then the court below shall release the petitioner and the amount deposited by the petitioner shall abide by final outcome of pending criminal case i.e. if the petitioner acquits the amount shall be refunded otherwise the same shall be forfeited.

(Anil Kumar Upadhyay, J)

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