

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55086 of 2019

Arising Out of PS. Case No.-262 Year-2019 Thana- BARACHATTI District- Gaya

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NAGENDRA PRASAD Son of Shivnandan Mahto Resident of Village- Ladu
P.S. - Mohanpur, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prithivi Raj Singh

For the Opposite Party/s : Mr.Sanjay Kumar Sharma

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 19-09-2019 Petitioner seeks bail in anticipation of his arrest in connection with Barachatti (Mohanpur) P.S. Case No. 262 of 2019 registered for the offence punishable under Section 30(a) of Bihar Prohibition and Excise Act.

As per FIR police intercepted one tempo and seized 13,890 litres of foreign liquor and 156 litres of beer and further allegation is that on confidential information the name of petitioner has come who succeeded in fleeing away from the place of occurrence.

Submission of learned counsel for the petitioner is that there is absolutely nothing against the petitioner except confidential information and the tempo does not belong to him.

Heard learned APP, who has opposed the prayer for anticipatory bail but he conceded that except confidential



information there is no specific source of identification about the petitioner.

In view of above facts and circumstances, let petitioner, in the event of arrest or surrender, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Special Judge, Excise, Gaya, in connection with Barachatti (Mohanpur) P.S. Case No. 262 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and further condition is that one of the bailors of the petitioner shall be a local person having sufficient immoveable property within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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