

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62524 of 2019**

Arising Out of PS. Case No.-191 Year-2018 Thana- LAKHNAUR District- Madhubani

AWADHESH RAUT @ AWADHESH KUMAR RAUT S/o Jayram Raut @
Jairam Raut R/o village- Pure, P.S.- Lakhnaur, Distt.- Madhubani

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Jha

For the Opposite Party/s : Mr.Meena Singh

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER**

2 23-10-2019 Heard learned counsels for the parties.

The petitioner is languishing in custody since 27.8.2019 in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case is that from the fodder house of Ramprit Das, 547.890 litres of country made liquor were recovered. The petitioner's name sprang up in the confessional statement of co-accused Santosh Yadav.

It is submitted by learned counsel for the petitioner that the alleged recovery has not been made from possession of the petitioner and similarly situated co-accused Santosh Yadav has been granted bail vide order dated 9.1.2019 passed in Cr. Misc. No. 80406 of 2018 and other co-accused Jairam Raut has been granted bail vide order dated 17.8.2019 passed in Cr. Misc. No. 50218 of 2019 by Co-ordinate Benches of this Court.

Learned APP submits that the name of the petitioner



sprang up during investigation.

Considering the fact that the name of the petitioner sprang up in confession of co-accused, similarly situated co-accused have been granted bail and the period under custody, let the petitioner above named be released 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 learned Additional Sessions Judge -II-cum-Special Judge, Excise Act, Madhubani in connection with Lakhnaur P.S. Case No.191 of 2018.

(Dinesh Kumar Singh, J)

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