

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68869 of 2019

Arising Out of PS. Case No.-420 Year-2019 Thana- ISLAMPUR District- Nalanda

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TUNTUN KUMAR Son of Umesh Mahto Resident of Village - Murgiya
Chak, P.S.- Islampur, District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad

For the Opposite Party/s : Mr.Suman Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 27-11-2019 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Islampur P.S. Case No. 420 of 2019 for the offence
punishable under Sections 30(a) of the Bihar Excise
(Prohibition) Amendment Act, 2016.

Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has not
committed any offence. Nothing has been recovered from the
conscious possession of the petitioner which is evident from
the seizure list and the petitioner has no concern with the
alleged recovery. No prima facie case is made out against the
petitioner under Section 30(a) of the Bihar Excise



(Prohibition) Amendment Act, 2016. Hence, the petitioner may be granted the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the, above named, petitioners in the event of their arrest or surrender before the court below within a period of four weeks be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned A.D.J.-III, Nalanda at Bihar Shariff in connection with Islampur P.S. Case no. 420 of 2019 subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Arvind Srivastava, J)

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