

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69573 of 2019

Arising Out of PS. Case No.-77 Year-2019 Thana- AAYAR District- Bhojpur

ASHOK YADAV, aged about 35 years (Male), S/o- Bihari Yadav @ Bihari Singh @ Bihri singh R/O Village- Bhidari, P.S.- Aayar, District- Bhojpur, Ara.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiva Ranjan, Adv.

For the Opposite Party/s : Mr.Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 19-11-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered for the offence punishable under Section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that there is recovery of 12 liters of country made Mahua from the possession of co-accused Rameshwar Singh and there is no recovery from the conscious possession of the petitioner. The petitioner has no criminal antecedent.

In the aforesaid facts and circumstances of the case, I am inclined to grant anticipatory bail to the above named petitioner, subject to deposit of Rs. 5,000/- in the court below and on deposit of the aforesaid amount, in the event of his arrest



or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned 4th Additional Sessions Judge cum Special Excise Act, Bhojpur, Ara, in connection with Excise Case No. 1824 of 2019 arising out of Aayar P.S. Case No. 77 of 2019, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

Such deposit of Rs. 5,000/- shall abide by the outcome of the criminal case.

(Anjani Kumar Sharan, J)

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