

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82082 of 2019

Arising Out of PS. Case No.-296 Year-2019 Thana- SAKRA District- Muzaffarpur

PAPPU RAI Son of Rajendra Rai Resident of Village - Ram Nagar, P.S.-
Sakra, District - Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sada Nand Roy

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

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 11-12-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Sakra P.S. Case No. 296 of 2019 for the offence registered
under Sections 272 and 273 of the Indian Penal Code.

The allegation is regarding recovery of 80.250 liters
of illicit English liquor from a hut.

The learned counsel for the petitioner submits that
neither the hut belongs to the petitioner nor any recovery has
been made from the possession of the petitioner or from his
house, hence the provisions of the Bihar Excise and Prohibition
Act, 2016 are not attracted. It is further submitted that the
petitioner is having a clean antecedent.

Having regard to the facts and circumstances of the



case, the petitioner, above named, is directed to be released on anticipatory bail in the event of his arrest/surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise Act, Muzaffarpur in connection with Sakra P.S. Case No. 296 of 2019 subject to the conditions as stipulated under Section 438(2) of the Code of Criminal Procedure.

(Mohit Kumar Shah, J)

S.Sb/-

U		T	
---	--	---	--

