

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78607 of 2019

Arising Out of PS. Case No.-829 Year-2018 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Krishna Kumar @ Krishna Mohan Patel @ Kishan Kumar, Son of Ashok
Kumar @ Ashok Kumar Jain, Resident of Village - Bhagwanpur, Appolo
Tyre, P.S.- Sadar, Distt - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar @ S.K.

For the Opposite Party/s : Mr.Akbar Ali

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 03-12-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Sadar P.S. Case No. 829 of 2018 registered under Section
30(a) of the Bihar Excise Act.

The accusation is that on receiving secret
information about keeping the illicit liquor in the market of
Krishna Mohan Patel situated near Bhagwanpur, the informant
along with other police personnel reached there and started to
search. On search of *Thela* in damaged condition, 15 bottles
each containing 180 ml Indian made foreign liquor were
recovered. When the informant entered in the market of the



petitioner and started to search the room then three bottles each containing 750 ml and three bottles each containing 180 ml Indian made foreign liquor were recovered.

Learned counsel for the petitioner submits that while the shop which is said to be searched was in the market of the petitioner but the said shop was let out by the petitioner for printing purpose but the petitioner being the landlord of the market has falsely been implicated in this case mere on suspicion.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six 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 the learned Special Judge, Excise Act, Muzaffarpur, in connection with Sadar P.S. Case No. 829 of 2018, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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