

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.81025 of 2019**

Arising Out of PS. Case No.-136 Year-2019 Thana- HASPURA District- Aurangabad

MUNNA KUMAR @ AVINASH KUMAR Son of Pramod Prasad Resident  
of Village - Itawa, P.S.- Haspura, Distt - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Leelawati Kumari

For the Opposite Party/s : Mr.Manoj Kumar

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

2      10-12-2019                      Heard the learned counsel for the petitioner and the  
learned APP for the State.

The petitioner apprehends his arrest in connection  
with Haspura P.S. Case No. 136 of 2019 for the offence  
punishable under Section 30(c)(d) of the Bihar Prohibition and  
Excise Act, 2018.

The allegation is regarding recovery of utensil etc.  
alleged to be used in manufacturing illicit liquor from an old  
house purchased by the co-accused person namely Pintu Kumar  
and the petitioner herein.

The learned counsel for the petitioner has submitted  
that the petitioner is having a clean antecedent. It is further  
submitted that no recovery of any kind of illicit liquor has been  
made from the petitioner , hence no case under the



provisions of the Bihar Prohibition and Excise Act, 1915 is made out.

Having regard to the facts and circumstances of the case, in the event of arrest or surrender in the court below within a period of four weeks from today, the petitioner above named is directed to be released on anticipatory bail on furnishing bail-bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge VII, cum- Special Judge (Excise), Aurangabad in connection with Haspura P.S. Case No. 136 of 2019, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

**(Mohit Kumar Shah, J)**

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