

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83647 of 2019

Arising Out of PS. Case No.-696 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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Mukeshar Rai Son of Suraj Rai Resident of Village - Paktola , Ward No.10,
P.S.- Dumra, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Barun Kumar Choudhary
For the Opposite Party/s : Mr.Nand Kumar

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 17-12-2019 The petitioner, who is in custody since

15.11.2019 and person of clean antecedents, seeks bail

in connection with Case No. C2-696/2019 which has

been instituted for the offences under Section 30(a) of

the Bihar Prohibition & Excise Act, 2016.

It appears that on secret information, a raid

was conducted and from behind the house of the

petitioner, a bag containing 202 litres of locally brewed

liquor was recovered.

Learned counsel for the petitioner submits that

the recovery is from an open space which is accessible to



all and sundry. The petitioner cannot be stated to be in exclusive possession of the liquor which has been recovered.

Considering the aforestated facts, the petitioner, above named, is directed to be released on bail on his furnishing bail bonds of Rs. 10,000/-(Ten Thousands) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Sitamarhi in connection with Case No. C2-696 of 2019.

(Ashutosh Kumar, J)

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