

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5362 of 2020

Arising Out of PS. Case No.-454 Year-2019 Thana- SIWAN MUFFASIL District- Siwan

Jitendra Sah S/o Kamla Sah @ Kamal Sah R/o village- Thephan, P.S.-
Ziradei, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shambhu Prasad Yadav, Advocate
For the Opposite Party/s : Mr. Lakshmi Kant Sharma, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 31-01-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with Siwan Mufasil P.S. Case No. 454 of 2019 for the offenses under Sections 272, 273 of the Indian Penal Code and 30(a) of the Bihar Prohibition & Excise Act, 2018.

Learned counsel for the petitioner submits that in the instant case total 17 ltrs of illegal wine was seized. Learned counsel for the petitioner further submits that nothing was recovered from the conscious possession of the petitioner. The petitioner is in custody since 02.12.2019.

Considering the fact that nothing was recovered from the conscious possession of the petitioner, the Court is inclined to grant bail to the petitioner. Let the petitioner, above named,



be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District Judge II cum Special Judge (Excise), Siwan, in connection with Siwan Mufasil P.S. Case No. 454 of 2019. However, in the event the petitioner found involved in the similar offences in future, the court below shall be at liberty to cancel the bail of the petitioner.

(Anil Kumar Upadhyay, J)

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