

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 7323 of 2020

Arising Out of PS. Case No.-516 Year-2019 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Ajay Rai @ Ajay Kumar Son of Vijay Rai Resident of Village - Adharpur,
Ward No. 5, P.S. - Muffasil, District - Samastipur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Jitendra Narain Sinha, Advocate
For the Opposite Party : Ms.Suman Kumari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 29-02-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

The petitioner is apprehending arrest in connection
with Mufasil P.S. Case No. 516 of 2019 for offences under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that in the
instant case total 24.120 litres of foreign liquor was seized. He
further submits that nothing was recovered from conscious
possession of the petitioner and he is only member of the joint
family and recovery has been made from joint possession of the
petitioner.

Considering the fact that recovery has not been made
from conscious possession of the petitioner, this Court is



inclined to grant bail to him. Let petitioner, above-named, in the event of arrest or surrender within one month from today, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of Additional Sessions Judge, 2nd-cum-Special Judge, Excise , Samastipur in connection with Mufasil P.S. Case No. 516 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anil Kumar Upadhyay, J)

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