

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11755 of 2020**

Arising Out of PS. Case No.-342 Year-2019 Thana- SAHEBPUR KAMAL District-
Begusarai

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BIRBAL YADAV Son of Vijendra Yadav @ Vijan Yadav Village - Heera Tol,
P.S.- Sahebpur Kamal, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ganga Prasad Bimal
For the Opposite Party/s : Mr.Pushpa Sinha. I

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 04-03-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that there is no recovery from the conscious possession of the petitioner rather 56.250 litres of foreign liquor has been recovered from the Bolero car and the house which is not belonged to the petitioner. He further submits that petitioner has no criminal antecedent as stated in para-3 of the bail petition.

However, petitioner is agreed to deposit Rs. 15,000/- in the Juvenile Justice Fund of the State Social Welfare



Department.

In the facts and circumstances of the case, on deposit of the aforesaid amount, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of six weeks from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge-cum-Special Judge(Excise Act), Begusarai in connection with S. Kamal Police Station Case No. 342 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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