

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15018 of 2020

Arising Out of PS. Case No.-221 Year-2019 Thana- HATHUA District- Gopalganj

Rabindra Kumar @ Ravindra Kumar @ Ravindar Kumar, male, aged about 27 years, S/o Uma Kant Prasad, R/o village- Mani Chhappar, P.S.- Hathua, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Adv.

For the Opposite Party/s : Mr. Ram Bachan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 09-07-2020 Heard the counsel for the parties.

The petitioner seeks bail in anticipation of his arrest in connection with Hathuwa P.S. Case No. 221 of 2019, dated 12.12.2019, instituted for the offence under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The petitioner is stated to be a person of clean antecedent.

From a bag, which is said to have been thrown by the petitioner and his associates, 42.3 litres of liquor was recovered.

It has been submitted on behalf of the petitioner that the story of his having fled-away after throwing the bag



containing liquor has maliciously been planted by the police.
There is no recovery from the constructive possession of the
petitioner.

Considering the facts aforestated, the petitioner
above named, in the event of his arrest or surrender before
the learned Court below within a period of six weeks, is
directed to be released on bail on his furnishing bail bonds in
the sum of Rs. 10,000/- (Rupees Ten Thousand) with two
sureties of the like amount each to the satisfaction of
learned 2nd Addl. Sessions Judge-Cum-Special Judge, Excise,
Gopalganj, in connection with Hathuwa P.S. Case No. 221 of
2019, subject to the conditions laid down under Section
438(2) of the Cr.P.C.

(Ashutosh Kumar, J)

Praveen-II/-

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