

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13985 of 2020

Arising Out of PS. Case No.-1 Year-2020 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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JAI MANGAL OJHA Son of Late Ram Pratap Ojha R/O- Khabara Dinkar
Nagar, P.S.- Sadar, Dist. - Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Pushpa Sinha.1

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 11-06-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State through video conferencing.

The petitioner apprehends his arrest in connection
with Sadar P.S. Case No. 01 of 2020, registered under Sections
272 and 273 of the Indian Penal Code and Section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

The accusation is that on receiving secret
information about keeping of liquor in the Bathan situated
behind the house of Jai Mangal Ojha (Petitioner) in village-
Khabra, the informant and other Police personnel reached there,
but, none family members of Jai Mangal Ojha (Petitioner) was
found there. On search of Bathan, situated behind the house of
petitioner, four cartons, each containing 48 bottles of 180 ML
Indian made foreign liquor recovered.



Learned counsel for the petitioner submits that it would appear from the F.I.R. that the alleged bottles of liquor are said to be recovered from the Bathan situated behind the house of petitioner and not from the house of petitioner. The petitioner has no criminal antecedent and due to highhandedness of the Police, the petitioner has falsely been implicated in this case.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge (Excise), Muzaffarpur in connection with Sadar P.S. Case No. 01 of 2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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