

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21106 of 2020

Arising Out of PS. Case No.-29 Year-2020 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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Abhishek Rathour Son of Jitendra Kumar Singh @ Jitendra Singh Resident of
Village - Gulani Kusaha, P.S.- Sambhuganj, District - Banka. At present
Quarter no. F-5, Irrigation Colony, Jawaripur, P.S.- Tilkamanjhi, District -
Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Jain, Advocate

For the Opposite Party/s :

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 29-06-2020 This matter has been taken up through Video
Conferencing.

Let the defects be removed within two weeks after
opening of the physical court.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

Submission is that though allegation is of recovery of liquor.
However, recovery was not made from the physical possession
of the petitioner or from the house of the petitioner. The



petitioner has stated on oath that he has got no criminal antecedent under the Excise Act. The petitioner is in custody since 17.03.2020. Investigation of the case is already complete.

Considering the facts aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Kotwali (Tilkamanjhi) P.S. Case No.29 of 2020, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

Mkr./-

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