

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23614 of 2020

Arising Out of PS. Case No.-42 Year-2020 Thana- BAJPATTI District- Sitamarhi

ANIRUDH RAI S/o Dashrath Rai Resident of Village- Sandwara, P.S.-
Bajpatti, Distt- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate

For the Opposite Party/s : Mr. Akshay Lal Pandit, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 15-09-2020 Heard Mr. Vijay Kumar, learned counsel for the

petitioner and Mr. Akshay Lal Pandit, learned Additional

Public Prosecutor appearing for the State through video

conferencing.

Petitioner seeks regular bail in connection with

Bajpatti P.S. Case No. 42 of 2020 registered for the offence

punishable under Section 30(a) of the Bihar Prohibition and

Excise Act, 2016.

The allegation against the petitioner as per the

First Information Report is that the Police on getting secret

information that the petitioner has kept illicit liquor in his

field proceeded towards the place of occurrence and

recovered a total quantity of 99.615 litres of illicit liquor



from the field situated at the northern side of the house of the petitioner.

Learned counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged inasmuch as no illicit liquor has been recovered from his conscious possession and from perusal of the First Information Report and the seizure list, it would be evident that the same has been recovered from open field which is accessible to all and sundry. Learned counsel for the petitioner also submits that the petitioner has got no criminal antecedent and he is in custody since 01.05.2020.

Having regard to the submissions made by the parties and taking into consideration the materials on record and also the fact that the petitioner has got no criminal antecedent and no illicit liquor has been recovered from his conscious possession, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional



District & Sessions Judge-II-cum Special Judge (Excise)
Sitamarhi, in connection with Bajpatti P.S. Case No. 42 of
2020

It is made clear that at the time of furnishing bail
bonds all the parties shall follow the guidelines regarding
lockdown and social distancing.

(Anil Kumar Sinha, J)

S.Ali/-

U		T	
---	--	---	--

