

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29138 of 2020

Arising Out of PS. Case No.-102 Year-2020 Thana- SAHAR District- Bhojpur

Shambhu Kumar, S/o Bhagwat Sah, Resident of Village-Makhdumpur Kavir,
P.S-Arwal, District-Arwal.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Ajay Kumar Jha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 03-12-2020 Heard learned counsel for the petitioner and the State
through Video Conferencing.

Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 30(A) and 30(E) of the
Bihar Excise Act and Section 3 of the Bihar Excise (Mahua
Flowers) Rules.

As per the prosecution case, 80 Kg Mahua and 10 Kg
Raj Ratan Detergent power has been recovered from pick-up
van of which petitioner is the registered owner.

It is submitted on behalf of the petitioner that nothing
has been recovered from the possession of the petitioner and
without his knowledge, vehicle has been used by the driver for
illegal purpose. As per the paragraph no.3 of the bail petition,
petitioner has got clean antecedent.



Learned counsel for the State, on the other hand, opposes the prayer for bail.

In the facts and circumstances of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-IV-cum-Special Judge, Excise, Bhojpur at Ara in Sahar Police Station Case No. 8102 of 2020, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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