

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30410 of 2020

Arising Out of PS. Case No.-117 Year-2020 Thana- BAKHARI District- Begusarai

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RAJU KUMAR, S/o- Ram Bilash Mahto Resident of Village- Darha
Thansingh, P.S.- Bakhari, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Braj Bhushan Poddar

For the Opposite Party/s : Mr.APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

2 18-12-2020 Heard Mr. Braj Bhushan Poddar, learned

counsel for the petitioner and Mr. Md. Aslam Ansari,

learned APP for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Bakhari (Purihara O.P.) P. S.
Case No. 117 of 2020 dated 23.03.2020, instituted for
the offence under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.



5 litres of Mahua liquor is said to have been recovered from a motor-cycle which has been seized by the police in an abandoned condition.

The learned counsel for the petitioner has submitted that he had left the motor-cycle by the side of the road and had gone to scrape grass. When he learnt that his motor-cycle has been seized, he wanted to have it returned but was not in a position to pay any extra money. It is only because of this that the petitioner has been made accused in this case.

However, regard being had to the fact that there is no recovery from the possession of the petitioner and he enjoys clean antecedents, he is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned



A.D.J. 2nd cum Special Judge, Excise Act, Begusarai, in
connection with Bakhari (Purihara O.P.) P. S. Case No.
117 of 2020, subject to the conditions as laid down
under Section 438 (2) Cr.P.C.

The application stands allowed.

(Ashutosh Kumar, J)

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