

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30902 of 2020

Arising Out of PS. Case No.-111 Year-2020 Thana- ROSERA District- Samastipur

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Jay Ram Sahni @ Jairam Sahni, aged about 30 years, male, S/o Shankar Sahani, Resident of Ward No.12, Village-Mahamadpur Alauddin urf Rohua, P.S.-Rosera, District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar, Adv.

For the Opposite Party/s : Mr. APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

2 23-12-2020 Heard Mr. Kundan Kumar, learned counsel for the petitioner and the learned APP for the State.

The petitioner seeks bail in anticipation of his arrest in connection with Rosera P.S. Case No. 111 of 2020, dated 09.04.2020, instituted for the offences under Sections 272 and 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

After some arguments, Mr. Kundan Kumar, learned



Advocate for the petitioner seeks permission to withdraw this application in order to surrender before the learned Court below and seek bail.

Permission is accorded.

If the petitioner surrenders before the Court below and seeks regular bail, the Court below shall consider the case on its own merits, taking into account that there has been recovery of five litres of liquor from a joint house inhabited by twelve persons, and shall pass order in accordance with law, without being prejudiced by the fact that the present anticipatory bail application has not been entertained by this Court.

(Ashutosh Kumar, J)

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