

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79870 of 2019

Arising Out of PS. Case No.-227 Year-2019 Thana- AURAI District- Muzaffarpur

Mohan Rai, Son of Rajnandan Rai, Resident of Village - Maheshwara, P.S.-
Aurai, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bela Singh, Advocate

For the Opposite Party/s : Mr. Madhura Nand Jha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 20-02-2020 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner has filed the instant application for grant of anticipatory bail apprehending his arrest in a case registered for the offence(s) under sections 272 and 273 of the Indian Penal Code and section 30(a) of Bihar Prohibition and Excise Act, 2016.

As per the allegation in the F.I.R., 10.5 litres of IMFL was recovered from a temporary construction next to the pumping set in the agricultural field.

It is submitted by learned counsel for the petitioner that no recovery has been made from the person or possession of the petitioner. The recovery has taken place from an open place in the agricultural field. The petitioner has no criminal antecedent.



The application for bail has been opposed by learned APP
for the State.

Having heard learned counsel for the parties and taking
into consideration the facts and circumstances of the case, this
Court is inclined to enlarge the petitioner on bail. The petitioner
above named, in the event of his arrest or surrender in the Court
below within a period of six weeks from today in connection
with Aurai P.S. Case no. 227 of 2019 is directed to be enlarged
on bail on furnishing bail bond of Rs 10,000/- (Rupees Ten
Thousand) with two sureties of the like amount each to the
satisfaction of the learned Special Judge, Excise Act,
Muzaffarpur, subject to the conditions as laid down in section
438(2) of the Criminal Procedure Code.

Ankit/-

(Partha Sarthy, J)

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

