

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83729 of 2019

Arising Out of PS. Case No.-307 Year-2019 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Mahadev Kumar @ Muari Kumar Son of Shri Daya Shankar Singh @ Doku
Resident of Village - Hanumangarhi, P.S.- Muffasil, District- Begusarai
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms.Babita Kumari

For the Opposite Party/s : Mr.Parmanand Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 05-03-2020 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner apprehends his arrest in **Muffasil P.S.**
Case No. 307 of 2019, registered for the offence punishable
under Section 30(a)/41(i) of the Bihar Prohibition and Excise
Act, 2016.

90.750 litres of liquor is said to have been recovered
from bamboo clump near the house of co-accused Chhotu Sah.

It is submitted that petitioner has falsely been
implicated in this case. Nothing has been recovered from
conscious possession of this petitioner. There is no allegation of
tampering with the evidence against this petitioner. The
provision of section 100 Cr.P.C has not been followed.

Considering the facts aforesaid, the petitioner above-



named in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to 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 District and Sessions Judge 2nd-cum-Special Judge, Excise Act, Begusarai** in connection with **Muffasil P.S. Case No. 307 of 2019**, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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