

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.85899 of 2019**

Arising Out of PS. Case No.-244 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.  
District- Sitamarhi

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Mukesh Kumar, Son of Mahanth Paswan, Resident of Village - Purnahiya,  
P.S.- Sahiyara, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Pushpendra Kumar Singh

For the Opposite Party/s : Mr.Madan Kumar

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**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**  
**ORAL ORDER**

2      18-01-2020                      Heard learned counsel for the petitioner and learned  
counsel representing the State.

The petitioner in the present case is seeking regular bail  
in connection with Complaint Case No.C-2/244 registered for the  
offence punishable under Sections 30(A) of the Bihar Prohibition  
and Excise Act, 2016.

Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in this case.  
Learned counsel submits that nothing has been recovered from the  
conscious possession of this petitioner.

Learned APP has opposed the prayer for bail.

Considering the facts and circumstances of the case  
wherein it is the submission of learned counsel for the petitioner  
that 45 liters of country made liquor has been recovered from a



motorcycle and further submission that the petitioner has no criminal antecedent and he is in judicial custody since 25.11.2019, let the petitioner above named be released on bail on completion of statutory period of investigation on furnishing bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-Iind-cum-Special Judge, Excise Act, Sitamarhi in connection with Complaint Case No.C-2/244 of 2019, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police officer or tamper with the evidence.

**(Rajeev Ranjan Prasad, J)**

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