

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86261 of 2019

Arising Out of PS. Case No.-302 Year-2019 Thana- PAKRIDAYAL District- East Champaran

Lakshan Mukhiya @ Lakhandeo Mukhiya, Male, aged about 40 years, Son of Mahesh Mukhiya Resident of Village - Shis Hani, P.S.- Pakari Dayal, District - East Champaran at Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shyama Kant Singh

For the Opposite Party/s : Ms.Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

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

In this case, the petitioner is apprehending his arrest in connection with Pakari Dayal P.S. Case No. 302 of 2019 registered for offences under sections 30(A) of the Bihar Prohibition and Excise Act, 2016.

As per allegation, the police has recovered 2 liters of country made liquor from the possession of the petitioner.

Looking to the quantity of liquor recovered as also considering the entire facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs.



10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge under Excise Act, East Champaran at Motihari in connection with Pakari Dayal P.S. Case No. 302 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. as also subject to condition that whenever the police will call the petitioner for investigation/interrogation, he will remain present and if he would not present himself, the privilege of grant of anticipatory bail shall be deemed to have been canceled. It is also made clear that if the petitioner is repeats the similar offence in future, the prosecution will be at liberty to file an application for cancellation of the bail.

(Shivaji Pandey, J)

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