

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.704 of 2020

Arising Out of PS. Case No.-447 Year-2019 Thana- BARH District- Patna

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BHAGIRATH YADAV Son of Late Bhonu Yadav Resident of Village -
Puraybag, P.S.- Barh, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kumar Manglam

For the Opposite Party/s : Mr.Amarendra Prasad

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 23-01-2020 This application, for grant of anticipatory bail, arises

out of Special Case No. 8696 of 2019 arising out of Barh P.S.

Case No. 447 of 2019, disclosing offences under Sections 30(a),

38 and 41 of the Bihar Prohibition and Excise Act, 2016.

Allegation is of recovery of 5 litres of liquor from the

bamboo clamp of the petitioner.

Submission of learned counsel for the petitioner is

that he has no criminal antecedent and has falsely been

implicated in this case and from the F.I.R. itself, it is evident

that the recovery is from outside the house of the petitioner.

Heard learned A.P.P. also.

Having heard both sides, considering the submission,

as above, this application is allowed. Let the petitioner, above

named, in the event of his arrest or surrender before the court



below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna, in connection with Special Case No. 8696 of 2019 arising out of Barh P.S. Case No. 447 of 2019, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

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