

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13512 of 2021

Arising Out of PS. Case No.-328 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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SUDHIR KUMAR, Son of Ramlakshan Sahni, Resident of Village - Lagma,
Ward No. 5, P.S. - Dumara, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Devendra Kumar, Advocate

For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 22-11-2021 Heard learned counsel for the parties.

Let the defect(s), if any, be removed within four
weeks after complete start of the physical Court.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act.

Liquor was allegedly recovered from an auto
rickshaw.

Submission is that neither the petitioner was there at
the time of recovery nor the rickshaw belongs to the petitioner.
Petitioner has stated on oath that he has got no criminal
antecedent.

Considering the lack of direct material of involvement
of the petitioner under the Bihar Prohibition and Excise Act, let



the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with C2 Case No. 328 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as subject to the following conditions:-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of territorial jurisdiction of the learned court below.

(Birendra Kumar, J)

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