

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26534 of 2021**

Arising Out of PS. Case No.-230 Year-2019 Thana- BIBHUTIPUR District- Samastipur

Mirtunjai Kumar @ Mritunjay Son Of Kishun Dev Rai R/O Village- Desri,  
Vibhutipur P.S- Vibhutipur, Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Binod Kumar Sinha, Adv

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

**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      06-12-2021                      Let the defect (s) be removed within two weeks of  
the complete start of the physical Court.

Heard the parties.

The petitioner is apprehending his arrest in a case  
registered for the offences punishable under Sections 272,273  
IPC and 30(a) of Bihar Prohibition and Excise Act, 2018.

Recovery of liquor is alleged from co-accused-Sachin  
Kumar. Petitioner was not there at the time of recovery nor  
petitioner has got any criminal antecedent.

Since there is no direct material against the petitioner,  
let the petitioner, above named, in the event of his arrest or  
surrender before the court below within a period of thirty days  
from the date of receipt of the order, be released on bail on  
furnishing bail bond of Rs.20,000 (Twenty Thousand) with two



sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Bibhutipur P.S.Case No.230 of 2019, 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) Both the bailors shall be the resident of territorial jurisdiction of the learned court below.

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

(c) The petitioner shall not leave the country without permission of the learned Trial Court.

**(Birendra Kumar, J)**

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