

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39866 of 2021

Arising Out of PS. Case No.-82 Year-2021 Thana- MAIRWAN District- Siwan

ISHWAR CHANDRA SINGH @ ISHWAR KUSHWAHA S/o- Ayodhya
Kushwaha Resident of Village- Kaithawali, P.S.- Mairwa, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhakar Singh, Adv

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

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 13-12-2021 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 Section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

Submission is that recovery of liquor is not alleged
from possession of the petitioner. Petitioner's name surfaced in
the confessional statement of co-accused before the police
while in police custody which is no evidence in the eyes of law.
Petitioner has got no criminal antecedent.

Considering lack of 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 Mairwa P.S.Case No.82 of 2021, 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.

(Birendra Kumar, J)

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