

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41842 of 2021**

Arising Out of PS. Case No.-212 Year-2021 Thana- CHAPRA TOWN District- Saran

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AJAY KUMAR @ AJAY MAHTO S/O AWDHESH MAHTO Resident of
Roopganj Adda No. 2, P.S.- Town (Chapra), District- Saran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Harish Kumar, Adv

For the Opposite Party/s : Mr.Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 15-12-2021 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 30(a),41(i)
(ii) of the Bihar Prohibition and Excise Act.

Recovery of liquor is alleged from an open place
covered with the Grass near the house of the petitioner.

Submission is that place of recovery is accessible by
anyone and petitioner has got no 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 Town P.S.Case No.212 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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