

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33069 of 2020

Arising Out of PS. Case No.-69 Year-2020 Thana- RAUTA District- Purnia

MD. FARUQUE @ FARUQ, Son of Late Md. Hasibul @ Habib Resident of
Village- Chhoti Pandarpur, P.S.- Routa, District- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar Agrawal

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 09-03-2021 Heard Mr. Praveen Kumar Agrawal, learned

counsel for the petitioner and Mr. Uma Shankar Prasad

Singh, learned APP for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Routa P. S. Case No. 69 of
2020, dated 08.07.2020, instituted for the offences
under Sections 272 and 273 of the Indian Penal Code
and Section 30(a) of the Bihar Prohibition and Excise
Act, 2016.

A secret information was received in the local
police station that two persons, one being the petitioner,
are travelling by road, carrying liquor from West Bengal



to sell it in their village.

During an attempt to intercept the vehicles, two persons are said to have fled away, leaving behind their vehicle. One of them was identified to be the petitioner by the local person. From the two vehicles, approximately 8 litres of liquor is said to have been recovered.

The learned counsel for the petitioner has submitted that his identification appears to be mistaken as neither of the vehicles found at the place of occurrence belongs to him.

The petitioner has clean antecedents.

Considering the afore-stated facts as also taking into account the fact that nothing has been recovered from the possession of the petitioner, he is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the



sum of Rs. 10,000 /- (Ten Thousand) with two sureties
of the like amount each to the satisfaction of the learned
Special Excise Judge, Purnea, in connection with Routs
P. S. Case No. 69 of 2020, subject to the conditions as
laid down under Section 438 (2) Cr.P.C.

The application stands allowed.

(Ashutosh Kumar, J)

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