

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33039 of 2020

Arising Out of PS. Case No.-102 Year-2019 Thana- BHAGWAN BAZAR District- Saran

CHANCHAL RAI, Son of Late Bachan Rai Resident of Daultganj, P.S.-
Bhagwan Bajar, District- Saran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mrityunjay Kumar Tiwary
For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 05-03-2021 Heard Mr. Mrityunjay Kumar Tiwary, learned

counsel for the petitioner and Mr. Shailendra Kumar,

learned APP for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Bhagwan Bazar P. S. Case No.
102 of 2019 dated 03.03.2019, instituted for the
offences under Sections 30 (a) and 37 (C) of the Bihar
Prohibition and Excise Act, 2016.

It appears that 30 litres of liquor was recovered
from behind the police outpost near a temple.

The learned counsel for the petitioner has
submitted that the recovery is not from the



constructive / exclusive possession of the petitioner and he does not have criminal antecedents.

For the afore-stated fact, the petitioner, above-named, 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 Additional District and Sessions Judge II – cum – Special Judge, Excise, Saran, in connection with Bhagwan Bazar P. S. Case No. 102 of 2019, 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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