

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18878 of 2021

Arising Out of PS. Case No.-30 Year-2020 Thana- PUPRI District- Sitamarhi

RAJU MUKHIYA S/o Radhan Mukhiya Resident of Village- Awapur Utari
ward no. 2, P.S.- Pupri, District- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar

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

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 15-12-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects, as pointed out by
the office, when called upon to do so by the office.

The petitioner is/are apprehending his/their arrest in
connection with Pupri P.S. Cas No. 30 of 2020 for the offence
registered under Sections 272, 273 and 34 of the Indian Penal
Code and Section 30(a) of the Bihar Excise Act.

The prosecution case in nutshell is that 17.4 liters of
Nepali Saufi country liquor was recovered at Abhapur Market
boundary.

Learned counsel for the petitioner submits that the
petitioner is innocent and he has falsely been implicated in



connection with the present case. It is further submitted that no incriminating article i.e. wine was recovered from the conscious and constructive possession of the petitioner. It is further submitted that name of the petitioner has come into light on the identification of chowkidar. It is further submitted that the petitioner was not apprehended on the spot and he has no criminal antecedent.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his/their arrest/surrender before the court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned ADJ -II cum Special Judge, Excise Act, Sitamarhi in connection with Pupri P.S. Case No. 30 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Sunil Kumar Panwar, J)

Jagdish/-

U		T	
---	--	---	--

