

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38943 of 2020

Arising Out of PS. Case No.-419 Year-2020 Thana- SITAMARHI District- Sitamarhi

Amit Yadav @ Amit Kumar S/o Hari Shankar Yadav Resident of Village-
Vishwnathpur, P.S.- Dumra, Distt- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Suresh Pd Singh No., Adv.1

For the Opposite Party/s : Mr.Rajeev Narayan, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 12-02-2021 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Petitioner is in custody in connection with Sitamarhi
P.S. Case No. 419 of 2020 for the offence under section 414 of
the Indian Penal Code and Section 30(a),36 of the Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that
petitioner has no criminal antecedent.

In the instant case total 123.15 liters of liquor was
seized from a car which does not belongs to this petitioner.

Learned counsel for the petitioner submits that
nothing was recovered from the conscious and exclusive
possession of the petitioner He further submits that the
petitioner is neither owner nor driver of the car.



The petitioner is in custody since 12.8.2020.

Considering the fact that petitioner is neither owner nor driver of the car. the Court is inclined to grant bail to the petitioner, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 50,000/- (Fifty thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge,Excise, Sitamarhi, in connection with Sitamarhi P.S. Case No. 419 of 2020 subject to the condition that the petitioner shall deposit Rs. 50,000/- cash in the court below and the amount of Rs.50,000/- cash deposited by the petitioner shall abide by final outcome of the pending criminal case.

(Anil Kumar Upadhyay, J)

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