

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.315 of 2021

Arising Out of PS. Case No.-12 Year-2020 Thana- VAISHALI District- Vaishali

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SAROJ KUMAR Son of Binda Ray @ Vinda Ray Resident of Village-
Phular, P.S. and District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Sinha
For the Opposite Party/s : Mr. Md. Sufiyan

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 23-06-2021 Heard Mr. Arvind Kumar Singh, learned counsel

for the petitioner and Mr. Md. Sufiyan, learned APP for

the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Vaishali P.S. Case No. 12/2020

instituted for the offences under Sections 272 and 273 of

the Indian Penal Code and Section 30 (a) of the Bihar

Prohibition and Excise (Amendment) Act, 2018.

It appears from the First Information Report that

raw materials for manufacturing liquor and wrappers

were found concealed in a ditch by the side of the poultry



farm of the petitioner.

Learned counsel for the petitioner has submitted that the recovery is from an open space and the poultry farm of the petitioner has not been running for the last several years.

The petitioner does not have criminal antecedents.

On these grounds it has been urged that none of the offences under the Indian Penal Code or under the Excise Act can be said to have been made out against the petitioner.

Regard being had to the afore-mentioned submissions and taking into account the clean antecedents 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 furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge -II-cum-Excise Court,



Vaishali at Hajipur, in connection with Vaishali P.S. Case
No. 12/2020, subject to the condition laid down under
Section 438 (2) of the Code of Criminal Procedure.

(Ashutosh Kumar, J)

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