

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5753 of 2021

Arising Out of PS. Case No.-26 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Nawada

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PAPPU KUMAR Son of Late Ramotar Yadav Resident of Village - Hasanpur,
P.S.- Hisua, District - Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Man Mohan Kumar, Advocate.
For the Opposite Party/s : Mr.APP.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 15-11-2021 Let the defects, if any, be removed within four weeks
of the complete start of the physical Court.

Heard the parties.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition and Excise Act.

Liquor was not recovered in presence of the
petitioner. However the prosecution report submitted in this
case after recovery of liquor shows that the petitioner was
suspected to have fled away from there. Petitioner has stated on
oath that he has got no criminal antecedent and the court below
has committed error of record while passing the impugned
order.



Since there is no material on direct involvement of the petitioner in the act alleged, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs. 20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with G.O. Case No. 26 of 2020, subject to the condition as laid down under Section 438 (2) of the Code of Criminal Procedure as well as subject to the following conditions:

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below

(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

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