

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9383 of 2021

Arising Out of PS. Case No.-80 Year-2020 Thana- KATHAIYA District- Muzaffarpur

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ARJUN KUMAR RAM SON OF BAIJU RAM R/O VILLAGE- RAMPUR
BHERIYAH, P.S.-KATHAIYA, DISTRICT- MUZAFFARPUR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr. APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 20-12-2021 Heard the learned counsel for the petitioner and

the learned APP for the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Kathaiya P.S. Case No. 80 of 2020

instituted for the offences under Sections 272, 273 and 34

of the Indian Penal Code and Section 30 of the Bihar

Prohibition and Excise Act, 2018.

7.500 litres of liquor is said to have been

recovered from a motorcycle found to be abandoned.

The learned counsel for the petitioner has

submitted that he has been named in the F.I.R. on the basis

of the statement made by local persons alleging that at the



time of raid, the petitioner and others had managed to flee away. The learned counsel for the petitioner has submitted that the identification is absolutely doubtful and the petitioner has got no concern with either the vehicle from where the recovery has been made or the liquor which has been recovered.

The petitioner does not have criminal antecedent.

For the reasons afore-stated, 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 furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Muzaffarpur, in connection with Kathaiya P.S. Case No. 80 of 2020, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure

(Ashutosh Kumar, J)

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