

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18519 of 2021**

Arising Out of PS. Case No.-197 Year-2020 Thana- CHANDAN District- Banka

Talu @ Talo Soren Son Of Late Mathura Hembrom R/O Village- Salevana,
P..S- Chandan, Dist.- Banka

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Nandad Prasad
For the Opposite Party/s : Mr. Kalyan Shankar

**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

3 08-02-2022 Heard both the parties through video conferencing.

The defect(s), if any, be removed within four weeks
of starting of the Court proceeding in physical mode properly.

The petitioner seeks bail in anticipation of his arrest in
connection with Chandan P.S. Case No.197 of 2020 instituted
for the offences under Sections 3/4 Mahua Flower Act.

Learned counsel for the petitioner submits that the
Mahua flower does not come under the ambit of alcohol, merely
because the petitioner possessed 100 kg of mahua flower, he
cannot be said that the petitioner committed offence under the
Excise Act. Category is under consideration.

Considering the nature of allegation, I am inclined to
grant benefit of anticipatory bail to the petitioner and in the



event of arrest, he shall be released on bail subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sanjeev Prakash Sharma, J)

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