

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32394 of 2021

Arising Out of PS. Case No.-34 Year-2021 Thana- RUNISAIDPUR District- Sitamarhi

Guddu Mahto Son of Niranjan Mahto Resident of Village - Runnisaidpur,
Ward no. 12, P.S. - Runnisaidpur, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 23-02-2022 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner is apprehending his arrest in a case registered in connection with Runnisaidpur P.S.Case No. 34 of 2021 for the offences punishable under Sections 30(a) of the Bihar Prohibition and Excise Act 2016.

As per F.I.R, 44.28 liters foreign made liquor was recovered from possession of co-accused Malay Kumar, who was caught on the spot and disclosed the name of petitioner.

Learned counsel for the petitioner submits that petitioner was neither caught of the spot nor foreign liquor was recovered from his possession. From perusal of the seizure list it appears that liquor was recovered from the motorcycle which does not belongs to the petitioner. Petitioner has got clean



antecedent.

Considering the facts and circumstance of the case as well as submission of the parties, let the petitioner in the event of his arrest or surrender before the Court Below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned, Additional Session Judge-II cum Special Judge, Excise, Sitamarhi in connection with Runnisaipur P.S Case No.34 of 2021 subject to the conditions as laid down under Section 438(2) of the Cr.P.C

(Sunil Kumar Panwar, J)

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