

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31632 of 2022

Arising Out of PS. Case No.-278 Year-2021 Thana- NADI P.S. District- Patna

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Kameshwar Rai @ Kamlesh Ray S/O Saryug Ray Resident Of Kripal Tola,
Gadhochak, Fatwah, P.S.- Nadi, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shadab Akhter

For the Opposite Party/s : Mr.Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-09-2022 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 7 litres of country made

liquor from the house of the petitioner.

It is submitted by learned counsel for the

petitioner that the petitioner is innocent and he has

falsely been implicated in the present case. It is further

submitted that the recovery of the seizure was not made

in front of any independent witness. It is also submitted



that the petitioner was neither apprehended from the spot nor he was identified by anyone from the crowd and the seized illicit liquor does not belong to the petitioner. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the meager quantity of illicit liquor, let the petitioner, above named, 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 Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Special Judge Excise, Patna City in connection with Nadi P.S. Case No. 278 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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