

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47548 of 2021**

Arising Out of PS. Case No.-88 Year-2021 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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RAHUL KUMAR @ CHHOTU SINGH @ MAYNAK KUMAR @ RAHUL
KUMAR @ MAYNAK KUMAR Son of Chandra Bhushan Singh Resident of
Village - Eaghu Ward No.- 4, P.S.- Mufassil, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy

For the Opposite Party/s : Mr. Veena Kumari Jaiswal

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 04-03-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Mufassil P.S. Case no. 88 of 2021 instituted for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

Prosecution case relates to recovery of 84.750 litres of
IMFL from the house of the petitioner.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. The alleged recovery has been made from the joint
house of the petitioner and full brother of the petitioner, namely,



Shyam Sundar Singh was apprehended on spot, who has already been granted regular bail. Neither the petitioner was apprehended nor any incriminating article has been recovered from his possession.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioners on bail. The petitioners are directed to surrender in the Court below within a period of four weeks from today and in the event of their arrest or surrender in connection with Mufassil P.S. Case no. 88 of 2021, they will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Begusarai subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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