

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48888 of 2021

Arising Out of PS. Case No.-15 Year-2021 Thana- KATEYA District- Gopalganj

Champu Mishra @ Prakash Mishra, aged about 32 years, Son of Sambhu Mishra, Resident of Village - Ramdas Baghi, P.S. - Kateya, District - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akshay Lal Pandit, Advocate

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH SHARMA

ORAL ORDER

2 14-02-2022 Heard the parties through video conferencing.

The petitioner seeks bail in anticipation of his arrest in connection with Kateya P.S. Case No. 15 of 2021 instituted for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that the name of the petitioner is being mentioned by the co-accused neither he is the owner of the poultry farm nor he was found to be present at the site, where the illicit liquor was recovered.

Considering the aforesaid, I find that prima facie case under Section 30(a) is not made out, I am inclined to allow the petitioner on bail, in the event of arrest he shall be released on

anticipatory 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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