

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44312 of 2022

Arising Out of PS. Case No.-108 Year-2022 Thana- BARHARIA District- Siwan

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Mithun Sah Son Of Dudhnath Sah @ Dudha Sah R/O Village- Dharam Parsa,
P.S.- Manjhagadh, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh

For the Opposite Party/s : Mr.Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-11-2022 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), 41(i) of the Bihar Prohibition & Excise

Act.

There is recovery of 34.020 litres of Indian

made foreign liquor from a Bolero vehicle.

It is submitted by learned counsel for the

petitioner that petitioner was not apprehended from the



spot. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is only owner of the vehicle in question. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

The petitioner is directed to deposit a sum of Rs. 10,000/-(Rupees Ten Thousand) in the District Legal Services Authority, Siwan.

In the facts and circumstance of the case, 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 Exclusive Special Judge, Excise Court No. 1, Siwan in connection with Barharia P.S. Case No. 108 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The bail bond of the petitioner shall be accepted



by the learned Court below on showing receipt of deposit
of Rs. 10,000/- (Rupees Twenty Thousands) in District
Legal Services Authority, Siwan.

(Sunil Kumar Panwar, J)

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