

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53872 of 2021

Arising Out of PS. Case No.-79 Year-2021 Thana- HAJIPUR SADAR District- Vaishali

SANJAY RAI, S/O RAMJEE RAI RESIDENT OF VILLAGE-
LALPOKHAR DIGHI (ADALPUR), P.S.- HAJIPUR SADAR, DISTRICT-
VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh

For the Opposite Party/s : Mr.Madan Kumar

**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

2 18-02-2022 Heard both the parties through through Video
Conferencing.

The petitioner seeks bail in anticipation of his arrest in connection with Hajipur Sadar P.S. Case No. 79 of 2021, instituted for the offences under Section 30(a) of Bihar Prohibition and Excise Act, 2018.

Learned counsel for the petitioner submits that recovery of the liquor made from the house of co-accused and petitioner is not in any manner connected with the said recovery nor he was found at the place of occurrence, thus, this Court finds that Section 30(a) of the Excise Act would, therefore, not lie as against the petitioner. I have considered the submission.

Taking into consideration the aforesaid facts, I am



inclined to grant benefit of anticipatory bail to the petitioner and
in the event of arrest, he shall be released on bail subject the
conditions as laid down under Section 438 (2) of the Cr.P.C.

(Sanjeev Prakash Sharma, J)

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