

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54178 of 2021

Arising Out of PS. Case No.-159 Year-2021 Thana- BENIPATTI District- Madhubani

Chhutu Kumar @ Chhotu Mandal, Male aged about 35 years, Son of Rajveer Mandal @ Rajiv Mandal, Resident of Village- Barhuliya, P.S.- Arer, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha, Advocate

For the Opposite Party/s : Mr. Abhay Kumar Roy, APP

CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH SHARMA

ORAL ORDER

2 18-02-2022 Heard the parties through video conferencing.

The petitioner seeks bail in anticipation of his arrest in connection with Benipatti P.S. Case No. 159 of 2021 instituted for the offences punishable under Sections 272, 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that the vehicle does not belong to the petitioner and he is being wrongfully made an accused in a case where liquor was recovered from the said vehicle, he was not present at the site.

In view thereof, I am satisfied that no case under Section 30 (a) of the Act is 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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