

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60315 of 2021

Arising Out of PS. Case No.-48 Year-2021 Thana- MAHINDWARA District- Sitamarhi

BINOD KUMAR @ BINOD SAHNI Son of Vimal Sahni Resident of Village
- Olipur, P.s.- Mahindwara and Distt.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar

For the Opposite Party/s : Mr.Sanjay Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 27-04-
2022

Heard learned counsel for the petitioner and learned APP for
the State.

Learned counsel for the petitioner is expected to honour his
undertaking given in the instant case for depositing the requisite court fee
and to remove the defects as pointed out by the office when called upon
to do so by the office.

The petitioner is apprehending his arrest in a case registered
for the offence punishable under Sections 30/30(a) & section 33 of Bihar
Prohibition and Excise Act.

It is a case of recovery of spirit from the accused persons in
this case.

It is also case of petitioner that 440 litres of spirit was recov-
ered from the adjacent land situated near the petitioner's house. It is sub-
mitted on behalf of the petitioner that place of seizure from whereas al-



leged spirit was recovered is not concern with the petitioner. Petitioner house is separate from the place where the seized spirit was recovered. Petitioner has clean antecedent.

In the facts and circumstances 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) each with two sureties of the like amount each to the satisfaction of learned A.D.J. II cum Special Judge, Excise Act, Sitamarhi in connection with Mahindwara P.S. Case No. 48/2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

Ranjeet/-

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