

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12978 of 2023

Arising Out of PS. Case No.-37 Year-2022 Thana- RAHIKA District- Madhubani

Rajeshwar Jha, Son of Late Mahant Jha, Resident of Village - Rahika Kotha
Toll, P.S.- Rahika, District - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amish Kumar, Advocate

For the Opposite Party/s : Mr. Ahmad Ali, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 29-04-2023 Heard learned counsels for the petitioner and the

State.

Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 272, 272/34 of the
Indian Penal Code and Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act, 2018.

As per prosecution case, 1260.36 litres foreign liquor
has been recovered from pickup van.

Learned Counsel for the petitioner submits that
petitioner is neither driver nor owner of the van in question. No
incriminating material has been recovered from the conscious
possession of the petitioner and he has been made accused in the
present case only on the basis of suspicion. Petitioner claims
clean antecedent.



Considering the aforesaid facts and circumstances, let the above named petitioner in the event of his arrest/surrender before the court below within a period of thirty days from the date of receipt/production of copy of this order, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional District Judge-II, Madhubani in connection with Rahika P. S. Case No. 37 of 2022 (GR No. 460 of 2022), subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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