

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20514 of 2023

Arising Out of PS. Case No.-880 Year-2022 Thana- TEKARI District- Gaya

RAJNISH KUMAR S/O AJAY KUMAR MITRA Resident of Village-
Nandan Bigha, P.S.- Tekari and district- Gaya, Permanent Address- Salempur
Balwa Gaon, P.S.- Shakurabad, District- Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No2, Advocate

For the Opposite Party/s : Ms. Sucheta Yadav, Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-05-2023 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 30(a) and 45 of the Bihar
Prohibition and Excise Amendment Act, 2018.

Prosecution case is that 57 liters of foreign liquor was
recovered from the hut of orchard situated behind the Sainik
Canteen.

Learned counsel appearing for the petitioner submits
that recovery has been made from the hut situated in an orchard
behind the canteen. Nothing has been recovered from the
conscious possession of the petitioner. Petitioner claims clean
antecedent.

Learned counsel for the State opposes the prayer for



bail.

Considering the facts of the case, in the event of arrest/surrender within six weeks from today, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise, Court No. 2, Gaya in connection with Tekari Police Station Case No. 880 of 2022, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

Alok Verma/-

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