

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5156 of 2024

Arising Out of PS. Case No.-1069 Year-2023 Thana- TURKAULIYA District- East
Champaran

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Pintoo Sah @ Piku Sah S/O Late Rameshwar Sah R/O Village- Asharfi Sah
Tola, P.S- Turkauliya, Distt.- East Champaran At Motihari.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Binay Kumar, Adv
For the Opposite Party/s : Mr. Rajesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 15-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest
in a case registered for the offences punishable under Sections
30 (a) 41 (1) of the Bihar Prohibition & Excise Amendment Act.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of one cases and allegation is of
recovery of 24.5 liters of liquor from a place behind the house
the house of the petitioner.

4. The learned counsel for the petitioner submits that
the petitioner was not arrested from the spot as such nothing
was recovered from his conscious possession. It is also
submitted that merely because the alleged recovery is from a



place which is near to the house of the petitioner as such he came to be implicated by the local people but the FIR does not disclose the name of the local person, who disclosed the name of the petitioner which cast aspersion on the case of the prosecution.

5. Learned A.P.P opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail bonds in the sum of Rs,. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise No.1, Motihari, East Champaran in connection with Turkaulia (Banjariya) P.S.Case No. 1069 of 2023, subject to the conditions laid down under section 438(2) of the Cr. P.C.

(Satyavrat Verma, J)

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