

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31558 of 2024

Arising Out of PS. Case No.-104 Year-2023 Thana- ANGARGHAT District- Samastipur

Ajay Singh @ Banti Singh Son of Ramji Singh Residence of Vill.- Ward No.
15, Magardahi, Police Station- Samastipur, Dist.- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kedar Jha

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 11-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offence under Sections 30(a)/37(c) of Bihar Prohibition and Excise Act.

3. As per F.I.R., 2 bottles of 750 ml., 4 bottles of 375 ml. and one bottle containing 200 ml. of foreign liquor are said to have been recovered from the *Dhaba* of this petitioner.

4. Learned counsel for the petitioner submits that no incriminating article has been recovered from the conscious possession of petitioners and has been made accused in this case merely because he is owner of the Dhaba. He further submits that petitioner's Dhaba was let out on rent to some other person. Petitioner claims clean antecedent.



5. Learned A.P.P. for the State has opposed the bail petition.

6. Considering the nature of accusation and clean antecedent, let the above named petitioner, in the event of arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise – I, Samastipur, in connection with Agarghat P.S. Case No. 104 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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