

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34058 of 2016

Arising Out of PS.Case No. -45 Year- 2016 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN(MOTIHARI)

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Bipin Singh S/O Late Ram Surat Singh, Resident of Village- Semara, P.S.-
Dhaka, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate

For the Opposite Party/s : Mr. Ajay Kumar-1

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 19-08-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under

Sections 272, 273 of the Indian Penal Code and 47 and 54 of the

Bihar Excise Act, 2016.

205 bottles Nepali liquor containing 300 ml each are

said to have been recovered from possession of the petitioner and

co-accused.

Submission on behalf of the petitioner is that nothing

was recovered from conscious possession of the petitioner and

even if the aforesaid facts are assumed to be true, then also, the

said recovery has been made from joint possession.

Considering the quantity of recovery made from possession of the petitioner and co-accused, I am not inclined to release the petitioner on bail at least at this stage and, accordingly, his prayer for bail in connection with Kundwa Chainpur P.S. Case No.45 of 2016 pending in the court of Sub Divisional Judicial Magistrate, Sikrahana at Dhaka, East Champaran stands rejected. However, petitioner may renew his prayer for bail after three months, if the trial is not concluded within the above stated period.

(Hemant Kumar Srivastava, J)

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