

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53726 of 2016

Arising Out of PS.Case No. -16 Year- 2016 Thana -KHAGARIA GRP CASE District- KHAGARIA
=====

Deepak Kumar, son of Shri Binod Kumar Yadav, resident of Sigiawan,
Ward No.03, P.S.- Kishanpur, District- Supaul.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party
=====

Appearance :

For the Petitioner/s : Mr. Binod Bihari Sinha, Advocate

For the Opposite Party/s : Mr. Satyendra Narayan Singh
=====

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 14-12-2016 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(a) of the Bihar
Excise (Amendment) Act, 2016.

Allegation in brief is that the petitioner was travelling
in train and was sitting on upper berth in a general boggy and a bag
was also kept there and police seized the bag and on search,
recovered five bottles of liquor each containing 750 ml. wine.

Learned counsel for the petitioner submits that the so-
called bag was not of the petitioner it was general boggy and the
bag was kept by one stranger co-passenger and the petitioner has
been in custody since 28.9.2016 and has got no any criminal
antecedent.



Considering the submission that the so-called bag was not in conscious possession of the petitioner, 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 A.D.J. 4th, Khagaria in connection with Saharsa Rail P.S. Case No.16 of 2016 GR ® No.86 of 2016, Session Case No.340 of 2016..

(Arun Kumar, J)

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