

Arising from the above, the Commission has concluded that the proposed
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Tunna Station is not a public utility.

The State of Tennessee has no jurisdiction over the proposed
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Appeal of the Commission's decision is hereby filed.

Tunna Singh son of Basudeo Singh, resident of village- Birpur, Police Station- Parbatta, District- Khagaria.

Versus

.... Opposite Party

For the Petitioner : Mr. Ram Sevak Choudhary
For the Opposite Party : Mr. Smt Pushpa Sinha

2 11-08-2016 Learned counsel for the petitioner is permitted to
make necessary correction in para-1 of the petition within course
of the day.

Petitioner seeks bail in a case registered for the offence punishable under Section 47(a) of Bihar Excise Act.

Near about 31 litres of Indian made foreign liquor, kept in several bottles and 9.600 litres of country made liquor are said to have been recovered from the *gumti*. The excise officials claim that the aforesaid liquor belongs to the petitioner but the petitioner was neither caught on the spot nor anything was recovered from his conscious possession. Moreover, the present

case was lodged prior to coming into force of new Excise Amendment Act, 2016. The petitioner does not have any criminal antecedent and is languishing in jail custody since 21.05.2016.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-Ist, Khagaria in connection with Case No. 55C3 of 2015.

(Hemant Kumar Srivastava, J.)

Amit/-

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