

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6362 of 2017

Arising Out of PS.Case No. -250 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
SITAMARHI

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Kamalesh Raut @ Kamlesh Raut, Son of Ram Lal Raut, Resident of
Village- Gamhariya, P.S. Majorganj, District Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar, Advocate

For the Opposite Party/s : Mr. Braj Kishore Prasad, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 20-02-2017 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner is languishing in custody since
09.09.2016 in connection with Complaint Case No. C2/250/16 for
offences punishable under Sections 47(a) and 53(a) of the Bihar
Excise (Amendment) Act, 2016.

The prosecution case, as lodged by the excise
officials is that the petitioner was apprehended with foreign and
Nepali saufi wine of 57.480 litres.

It has been submitted by the learned counsel for
the petitioner that he is innocent, has no criminal antecedent and
has falsely been implicated in the aforesaid case

However, learned APP for the State submits that



the petitioner is named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, considering the facts and circumstances and the period of custody, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Complaint Case No. C2/250/16.

(Nilu Agrawal, J)

Rajesh/-

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