

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23048 of 2017

Arising Out of PS.Case No. -109 Year- 2017 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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Ashok Kumar, son of Late Chhotelal Sah, resident of Village- Bairiya Bazar, Police Station- Turkaulia, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

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

For the Opposite Party/s : Smt. Pushpa Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 16-05-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Turkauliya P.S.Case No. 109 of 2017 registered for the offences punishable under Sections 30(A), 35(A), 38(1), 38(2) and 41(1) of Bihar Prohibition and Excise Act, 2016.

Allegation against the petitioner is that from his hut 1384.94 litres of liquor have been recovered.

It has been submitted on behalf of the petitioner that hut does not belong to the petitioner and he has no concern with the aforesaid liquor and he is in custody for about three months.

Heard learned APP also, who has opposed the prayer for bail stating that huge quantity of liquor has been recovered from the petitioner.



Having heard both sides and from perusal of the seizure list it appears that recovery has been made from the house of the petitioner and considering the huge recovery, I am not inclined to grant bail to the petitioner.

However, as the petitioner is in custody, learned trial court is directed to expedite the trial of the petitioner and try to conclude the same within a period of nine months.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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