

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23917 of 2017

Arising Out of PS.Case No. -30 Year- 2017 Thana -BAUSI District- PURNIA

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Aditya Anand @ Mithu Kumar, son of Late Madnesh Prasad Yadav,
resident of Shama Chouk-Driver Tola, Rambag, Police Station- Sadar,
District- Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arun Prasad Ambastha, Advocate

For the Opposite Party/s : Mr. Narendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 14-06-2017 Heard learned counsel for the petitioner and the State.

Petitioner, already in custody, seeks bail in Baisi P.S.

Case No.30 of 2017 and Special Excise Case No.67 of 2017
registered under Section 273 of the Indian Penal Code and Section
30 (a) of the Bihar Prohibition and Excise act, 2016.

Allegation in brief is that police, on search of a bus,
recovered approximately 34 litres of foreign liquors kept in plastic
bags under the seat, on which, three accused persons were sitting
and travelling.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner boarded the bus without any article,
who had no knowledge what was kept under the seat. The
recovery is not from conscious possession of the petitioner and



similarly situated two co-accused have been granted bail by a Co-ordinate Bench of this Court vide order dated 10.5.2017 and 17.5.2017 passed in Cr. Misc. Nos.21257 of 2017 and 21702 of 2017.

Having considered the said facts and circumstances, the petitioner, namely, Aditya Anand @ Mithu Kumar is directed to 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 Additional Sessions Judge-Cum-Special Judge (Excise Act), Purnea in connection with Baisi P.S. Case No.30 of 2017 (Special Excise Case No.67 of 2017).

(Arun Kumar, J)

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