

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34663 of 2017

Arising Out of PS.Case No. -99 Year- 2017 Thana -DHURAIYA District- BANKA

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Ajay Kumar Das Son of Late Ganga Prasad Das, R/o Village- Latta
Podaiyahat, P.S.- Podaiyahat, District- Godda (Jharkhand).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Najmul Hodda, Advocate

For the Opposite Party/s : Mr. S. Ehteshamuddin, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 04-08-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody in
connection with Dhoraiya P.S. Case No. 99 of 2017 registered for
the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

The prosecution case as per the First Information
Report lodged by the police personnel, is that during checking
13.250 litres of foreign liquor was recovered from the motorcycle
of the petitioner and 38 litres and 45 litres of foreign liquor was
recovered from two other motorcycles of co-accused.
Accordingly, a seizure-list was prepared.



It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and has been falsely implicated. It is further submitted that two other co-accused, who were apprehended in two other motorcycles, have since been granted the privilege of bail by a coordinate Bench of this Court in Cr. Misc. No. 34319 of 2017 on 27.07.2017 and that petitioner is in custody since 26.05.2017.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner above named be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II, Banka in connection with Dhoraiya P.S. Case No. 99 of 2017.

(Nilu Agrawal, J.)

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