

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10754 of 2017

Arising Out of PS.Case No. -2 Year- 2017 Thana -GARKHA District- SARAN

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Suresh Rai Son of Sukhdeo Rai Resident of Village- Sarbadih, P.S. Garkha
District- Saran at Chapra.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Nityanand, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 29-03-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
02.01.2017 in connection with Garkha P.S. Case No. 02 of 2017
registered for the offence punishable under Sections 272 and 273
of the Indian Penal Code and Section 30 of the Bihar Excise
(Amendment) Act, 2016.

The prosecution case is that the police party on
patrolling duty found the petitioner and one another engaged in
selling liquor. The petitioner along with one another was
apprehended and 10 litres of country made wine was recovered.
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 by the police.

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 Chief Judicial Magistrate, Saran at Chapra in connection with Garkha P.S. Case No. 02 of 2017.

(Nilu Agrawal, J.)

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