

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.9917 of 2017**

Arising Out of PS.Case No. -427 Year- 2016 Thana -AGAMKUAN District- PATNA

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Shrawan Kumar @ Sharwan Kumar, son of Chandirak @ Chanarik Mahto,  
R/o Shikarpur, Chapra, P.S.- Sonapur, District- Saran at Chapra at present  
residing as a tenant in the house of Binod Kumar, R/o Bari Pahari, near  
Musahari, P.S.- Agamkuan, District- Patna.

.... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Shyamal Prakash, Adv.

For the Opposite Party/s : Mr. Zainul Abedin, APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**  
**JHA**  
ORAL ORDER

2      06-03-2017                      Heard both sides.

The petitioner seeks bail in Agamkuan P.S. Case No.  
427/2016, registered for the offences punishable under Sections  
30(a), 37(b) of the Excise Act, 2016.

The petitioner and another person were apprehended  
while they were fleeing away after concealing (60 bottles each  
containing 750ml) 45 litres of Royal Stag in a Gumti situated by  
the side of Ganga Bridge.

It is submitted that 45 litres of Indian made foreign  
liquor was recovered from the Gumti. The petitioner was  
apprehended on mere suspicion. Nothing has been recovered from  
the possession of the petitioner. The petitioner is in jail since



08.12.2016.

Considering the facts aforesaid and the fact that petitioner has already remained in jail for more than three months, the petitioner above-named, is directed to 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 Additional Chief Judicial Magistrate, Patna City, Patna in connection with Agamkuan P.S. Case No. 427/2016.

**(Prabhat Kumar Jha, J.)**

Vinita/-

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