

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36075 of 2017

Arising Out of PS.Case No. -190 Year- 2017 Thana -GOVERNMENT OFFICIAL COMP. District-
NALANDA (BIHARSHARIFF)

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Papu Kumar son of Manik Chand Prasad @ Manik Chandra Prasad,
Resident of Village- Balwapar, Police Station- Ashthawan, District-
Nalanda.

.... Petitioner/s

Versus

The State of Bihar

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.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Arun Kumar Singh -5, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 24-08-2017 Heard learned counsel for the petitioner and

the learned A.P.P. for the State.

Petitioner is languishing in judicial custody
since 10.05.2017 in connection with Excise Case No.
190C3Ex/2017 registered for the offence punishable
under Section 30A of the Bihar Prohibition and Excise
Act, 2016.

The prosecution case is, as lodged by the
Excise Sub-Inspector, is that on raid, 180 litres of foreign
liquor was recovered from the field under straw.



Accordingly, a seizure-list was prepared. The petitioner was apprehended while other co-accused managed to flee away.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and nothing has been recovered from his conscious possession. He submits that he was working as storekeeper in Ranchi College of Technology and Research Centre at Ranchi, Jharkhand and had come to attend the marriage of his brother and has been falsely implicated. He submits that other co-accused voluntarily surrendered and that charge-sheet has already been submitted and there is no allegation of tampering with the prosecution witnesses by the petitioner.

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 6th
Additional Sessions Judge-cum- Special Judge, Excise,
Nalanda at Biharsharif in connection Excise Case No.
190C3Ex/2017.

(Nilu Agrawal, J.)

Arjun/-

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