

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.29672 of 2017**

Arising Out of PS.Case No. -11 Year- 2017 Thana -BYPASS District- PATNA

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Jaikant Rai S/o Sajivan Rai Resident of Village-Bagloda Gali, Police  
Station-Chowk Patna City, District-Patna.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Jay Ram Prasad

For the Opposite Party/s : Mr. Amitesh Kumar

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      07-07-2017                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner seeks bail in a case instituted under  
Sections 272, 273 of the Indian Penal Code and Section 30(a) of  
Bihar Prohibition and Excise Act, 2016.

It is alleged that 342 litres of foreign liquor is said to  
have been recovered from the possession of the petitioner.

It has been submitted on behalf of the petitioner that the  
petitioner is in custody since 15.05.2017. There is no allegation of  
tampering of witnesses alleged against the petitioner. The  
petitioner has falsely been implicated in the present case. He is  
not named in the F.I.R. His name has come in course of  
investigation. It is alleged that total 342 litres of foreign liquor is



said to have been recovered from the possession of the petitioner.

There is no compliance of section 100 of the Cr.P.C.

On behalf of the state, it has been submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, 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 the learned Special Judge (Excise Act), Patna, in connection with Special Case No. 589 of 2017, arising out of Bypass P.S. Case No. 11 of 2017.

**(Sudhir Singh, J)**

Amit/-

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