

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45157 of 2017

Arising Out of PS.Case No. -552 Year- 2017 Thana -DEHRI TOWN District- SASARAM
(ROHTAS)

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1. Jai Prakash Ram S/o Yaduni Ram Resident of Village - Dhankadha, P.S.
- Sasaram, District - Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uma Shankar Singh

For the Opposite Party/s : Mr. Sri Nityanand

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-09-2017 The petitioner seeks regular bail in connection with Dehri
(T) P.S. Case No. 552 of 2017, registered for offences punishable
under Sections 30(a), 38 and 4 of the Bihar Prohibition and Excise
Act, 2016.

Allegation is of recovery of 7215 litres of country made
liquor. .

It has been submitted on behalf of the petitioner that
nothing has been recovered from the conscious possession of the
petitioner rather recovery has been made from the truck and the
truck does not belong to the petitioner and though it is alleged that
the petitioner was one of the persons, who was trying to flee away,
however, that is false and concocted. Further petitioner has clean
antecedent and has been in judicial custody since 28.07.2017.



Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances of the case and also the fact in this case huge quantity of liquor has been recovered, as such, I am not inclined to release the petitioner on bail, at least, at this stage, rather this application is disposed of with the direction to the court below to release the petitioner to his own satisfaction once charge is framed in this case or after completion of five months of judicial custody of the petitioner, whichever is earlier.

(Vinod Kumar Sinha, J)

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