

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27380 of 2018

Arising Out of PS.Case No. -163 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
SITAMARHI

- =====
1. Laxman Thakur, S/o Naresh Thakur, R/o Vill.- Bairiya, P.S.- Piprahi,
District- Sheohar.
 2. Rajesh Kumar S/o Chandrika Singh, R/o Vill.- Bairiya, P.S.- Piprahi,
District- Sheohar.

.... Petitioners.

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Arun Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

02 03-05-2018

Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners seek bail in a case registered for the
offence punishable under Section 30 (a) of the Bihar Prohibition
and Excise Act, 2016.

22.200 liters of Nepali saufi wine is said to have
been recovered from the motorcycle of the petitioners and
petitioners were apprehended.

It is submitted by learned counsel for the petitioners
that no incriminating article has been recovered from the
conscious physical possession of the petitioners. They have no
concern either with the seized liquor or the motorcycle in question.



The aforesaid liquor was abandoned by some miscreants at the place of occurrence. They have been falsely implicated in this case by the police merely on suspicion while they were passing through the place of occurrence at the time of occurrence. They have no criminal antecedent and have been languishing in custody since 19.03.2018.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional District Judge-II-cum-Special Judge Excise Act, Sitamarhi in connection with Case No.C2/163/18.

(Prakash Chandra Jaiswal, J)

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