

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.9152 of 2018**

Arising Out of PS.Case No. -28 Year- 2017 Thana -MANSI RAIL P.S. District- KHAGARIA

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1. Banke Yadav, S/o Shri Bhola Yadav, Resident of Village- Dayalpur,  
Ward No. 2, P.S.- Gamhariya, District- Madhepura.

.... .... Petitioner/s

Versus

1. The State of Bihar.

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

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**Appearance :**

For the Petitioner/s : Mr. Ranjeet Kumar Singh

For the Opposite Party/s : Smt. Nirmala Kumari

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA**  
**JAISWAL**  
ORAL ORDER

02 17-02-2018

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in Mansi (Rail) P.S. Case  
No. 28 of 2017, G.R. (R) No.211 of 2017, registered under Section  
30 (a) of the Bihar Prohibition and Excise Act, 2016.

27.390 liters of foreign liquor is said to have been  
recovered from the possession of the petitioner in the railway  
boggy at Bakhtiyarpur railway station.

It is submitted by learned counsel for the petitioner  
that no incriminating article has been recovered from the  
conscious physical possession of the petitioner. He has been  
falsely implicated in this case by the RPF personnel due to some  
alteration with them over a trivial matter. He has no criminal



antecedent. He has been languishing in custody since 09.12.2017.

In the facts and circumstances of the case, the above named petitioner 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 the learned Additional District Judge-I-cum-Special Judge Excise, Khagaria in connection with Mansi (Rail) P.S. Case No.28/2017, G.R. (R) No.211/2017.

**(Prakash Chandra Jaiswal, J)**

Trivedi/-

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