

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23124 of 2018

Arising Out of PS.Case No. -79 Year- 2018 Thana -SAKRA District- MUZAFFARPUR

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Rajan Kumar son of Arjun Mahto resident of village - Sakra Faridpur, P.S. -
Sakra, District - Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bela Singh

For the Opposite Party/s : Mr. Satyavarat Verma

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

ORAL ORDER

2 30-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

72 litres of foreign liquor is said to have been
recovered from the hut of Arvind Prasad and the said Arvind
Prasad and the petitioner were apprehended in the course of
escaping from the place of occurrence.

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 no concern



either with the seized liquor or with the aforesaid hut. He has been falsely implicated in the case by the police merely on suspicion while he was passing through the place of occurrence at the time of occurrence. He has no criminal antecedent. He has been languishing in custody since 01.03.2018. Said Arvind Prasad has been enlarged on bail by this Court vide order dated 11.04.2018 passed in Cr. Misc. No. 20206 of 2018.

Considering the facts aforesaid, 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 Special Judge, Excise, Muzaffarpur in connection with Sakra P.S. Case No. 79 of 2018.

(Prakash Chandra Jaiswal, J)

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