

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22433 of 2018

Arising Out of PS.Case No. -655 Year- 2017 Thana -JAHANABAD District- JEHANABAD

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Chandan Prasad @ Gerha @ Genda, Son of Late Dilip Prasad, Resident of
Mohalla Kali Nagar, P.S. & District Jehanabad.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Paras Nath

For the Opposite Party/s : Mr. Sri Dilip Kumar

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 17-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Excise Case No. 1097 of
2017 arising out of Jehanabad P.S. Case No. 655 of 2017
registered under Sections 30(a) and 37(b)(c) of the Bihar
Prohibition and Excise Act, 2016.

1½ litres of foreign liquor is said to have been
recovered from the possession of Rahul Kumar and the petitioner
is said to have been vending liquor through said Rahul Kumar.

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 any trade of liquor. He was



not apprehended on the spot. Though one more case under Excise Act has been lodged against the petitioner, but he is on bail in the aforesaid case. He has been languishing in custody since 23.03.2018.

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 Addl. Sessions Judge-II, Jehanabad in connection with Excise Case No. 1097 of 2017 arising out of Jehanabad P.S. Case No. 655 of 2017.

(Prakash Chandra Jaiswal, J)

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