

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7142 of 2018

Arising Out of PS.Case No. -390 Year- 2017 Thana -SABAUR District- BHAGALPUR

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1. Mithilesh Kumar Singh S/o Ashok Prasad Singh, R/o Village- Tetariya,
P.S.- Sajour, District- Bhagalpur.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Indeshwari Prasad Mandal

For the Opposite Party/s : Smt. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 12-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Sabour
(Goradih) P.S. Case No.390/2017 registered under Section 30(A)
of Bihar Prohibition and Excise Amendment Act, 2016.

29.300 liters of foreign liquor is said to have been
recovered from the motorcycle. The petitioner was apprehended
by the police, while another co-accused namely Ashish Kumar
managed to escape.

It is submitted by learned counsel for the petitioner that
no incriminating article has been recovered from the conscious
physical possession of the petitioner rather from the motorcycle of
co-accused Ashish Kumar. The petitioner happens to be the pillion



rider of the said motorcycle and was sitting on it taking lift from the driver. The petitioner has got no criminal antecedent. He has been languishing in custody since 01.01.2018.

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 learned 4th Additional Sessions Judge-cum-Special Judge, Excise, Bhagalpur, in connection with Sabour (Goradih) P.S. Case No.390/2017.

(Prakash Chandra Jaiswal, J)

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