

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8978 of 2018

Arising Out of PS. Case No.-665 Year-2017 Thana- BARACHATTI District- Gaya

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Fakharuddin Alam @ Fakharuddin Ansari S/o Md. Kalu Ansari, R/o Village-
Tetulmari Osim, Baba Chowk N.T.C.-2 No., P.S.- Tetulmari, Distt.- Dhanbad
(Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Giri

For the Opposite Party/s : Mr. PARMANAND KUMAR

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

ORAL ORDER

2 19-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in connection with Barachatti
(Mohanpur) P.S. Case no. 665 of 2017 registered under Section
30(a) of the Bihar Excise and Prohibition Act 2016.

198 lts. of country made liquor is said to have been
recovered from the Sumo Victa and petitioner and one another
accused namely, Krishna Kumar were apprehended.

It is submitted by learned counsel for the petitioner that no
incriminating article has been recovered from his conscious
physical possession. He has no concern either with the
aforesaid vehicle or with the seized liquor. He happens to be
simple commuter of the same and was sitting in it without any



knowledge of keeping the liquor in the said vehicle. He has no criminal antecedent. He has been languishing in custody since 25.10.2017.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise at Gaya, District-Gaya in connection with Barachatti (Mohanpur) P.S. Case no. 665 of 2017.

(Prakash Chandra Jaiswal, J)

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