

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22492 of 2018

Arising Out of PS.Case No. -383 Year- 2017 Thana -BAHERA District- DARBHANGA

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Bablu Kumar @ Raja Son of Late Ram Udgar Mahto @ Bhullu Mahto
resident of village - Baheri, P.S. - Baheri, District - Darbhanga.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Iqbal Asif Niazi

For the Opposite Party/s : Mr. Sri S.M. Rahman

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

2 17-04-2018 As prayed, learned counsel for the petitioner is permitted to make necessary correction in Para-16 of the petition during the course of the day.

Heard learned counsel for the petitioner and learned APP for the State.

The petitioner seeks bail in G.O. Case No. 1667 of 2017 arising out of Bahera P.S. Case No. 383 of 2017 registered under Sections 30(a), 32(3), 41(1) and 37(b) of the Bihar Prohibition and Excise Act, 2016 and Sections 25(1-b)a, 26(ii) and 35 of the Arms Act.

70.500 litres of foreign liquor is said to have been recovered from the house, vehicle and school run by accused Dinesh Sahni. The said accused named the petitioner in the



occurrence as one of his accomplice in the 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 place of recovery. He has been falsely implicated in the case by co-accused Dinesh Sahni due to animosity. He was not apprehended on the spot. He has no criminal antecedent. He has been languishing in custody since 22.01.2018.

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-IV cum Special Judge, Darbhanga in connection with G.O. Case No. 1667 of 2017 arising out of Bahera P.S. Case No. 383 of 2017.

(Prakash Chandra Jaiswal, J)

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