

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9036 of 2018

Arising Out of PS.Case No. -154 Year- 2017 Thana -DUMRIAGHAT District-
EASTCHAMPARAN(MOTIHARI)

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1. Rajesh Kumar Jaiswal Son of Manoj Jaiswal Resident of B-3/835
12-55Q Yard J-J Colony, Ragbubir Nagar, Taigore Garden, P.S.
Kheyala , Delhi.

2. Shankar Chaudhari@ Shankar Chaurasiya Son of Madan Chaudhari
Resident of Village- Bangaha, Ward No. 4, P.S. town(Saharsa), District-
Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Mr. Narendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

02 17-02-2018

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

The petitioners seek bail in Dumariyaghat P.S. Case
No. 154 of 2017 registered under Sections 272 and 273/34 of the
Indian Penal Code and Section 30 (a) of the Bihar Prohibition and
Excise Act, 2016.

189 liters of foreign liquor is said to have been
recovered from the Honda City Car and petitioners were
apprehended.

It is submitted by learned counsel for the petitioners
that no incriminating article has been recovered from the



conscious physical possession of the petitioners. Petitioner no.1 happens to be driver and petitioner no.2 happens to be owner of the said car. They have been falsely implicated in this case due to ulterior motive planting the aforesaid recovery from the said car. Petitioners have no criminal antecedent. They have been languishing in custody since 28.11.2017.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Special Judge Excise, East Champaran at Motihari in connection with Dumariya P.S. Case No.154 of 2017.

(Prakash Chandra Jaiswal, J)

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