

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21934 of 2018

Arising Out of PS.Case No. -177 Year- 2016 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

=====

Vishwanath Mukhiya, Son of Late Bhorik Mukhiya, Resident of Khaira
Ghat, P.S.-Banjoria, District-East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Mr. Sri Sakir Ahmad

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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 Turkauliya (Banjaria)
P.S. Case No. 177 of 2016 registered under Sections 272 and 273
of the Indian Penal Code and Sections 47A, 54 and 53(C) of the
Bihar Prohibition and Excise Act, 2016.

10 litres of country made liquor and 40 litres of
toddy are said to have been recovered from the house of the
petitioner.

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 was not



apprehended on the spot. He has been falsely implicated in the case. The house of the petitioner is inhabited by several family members and he had no knowledge of keeping of the said liquor in the house. He has no criminal antecedent and has been languishing in custody since 28.02.2018.

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 Additional Session Judge 4th cum Special Judge, Excise, East Champaran in connection with Turkauliya (Banjaria) P.S. Case No. 177 of 2016.

(Prakash Chandra Jaiswal, J)

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