

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26800 of 2018

Arising Out of PS. Case No.-64 Year-2018 Thana- FULKAHA District- Araria

Sanjeet Kumar @ Sanjit Yadav S/o Dilip Yadav @ Dilip Kumar Yadav, R/o
Vill.- Manikpur, Ward No. 12, P.S.- Fulkaha, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhijeet Gautam
For the Opposite Party/s : Mr. Panchanand Pandit

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

ORAL ORDER

2 03-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Fulkaha
P.S. Case no. 64 of 2018 registered under Sections 30(a), 36, 38
of Bihar Prohibition & Excise Act-2016.

33 lts. of Nepali wine is said to have been recovered
from dickey of the motorcycle of the petitioner and he was
apprehended.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. He has no concern with
the seized liquor. He has been falsely implicated in the case at
the instance of his enemy by planting the aforesaid recovery



from his possession. Though one more case under Excise Act has been lodged against the petitioner, but he has been enlarged on bail by the learned lower court in the said case. He has been languishing in custody since 4.04.2018.

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 2nd Addl. District & Sessions Judge-cum-Special Judge, Excise, Araria in connection with Fulkaha P.S. Case no. 64 of 2018.

(Prakash Chandra Jaiswal, J)

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