

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24535 of 2018

Arising Out of PS.Case No. -19 Year- 2018 Thana -HULASGANJ District- JEHANABAD

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1. Mantan Sharma @ Akshay Sharma @ Akshay Kumar @ Nilesh S/o
Ashok Sharma, R/o Vill.- Kora, P.S.- Ghoshi, District- Jehanabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jharkhandi Upadhyay

For the Opposite Party/s : Mr. Kumar Virendra Narayan

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

ORAL ORDER

02 30-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Section 30 (a) of the Bihar Prohibition
and Excise Act, 2016.

160 bottles each containing 750 ml. of foreign
liquor is said to have been recovered from the vehicle and one
accused, namely, Anant Gopal Kumar, who disclosed the name of
the petitioner as his accomplice, was apprehended while another
managed to escape.

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 been



falsely implicated in this case by the said Anant Gopal Kumar due to animosity. He has no concern with the seized liquor. Though three more cases under the Excise Act have been lodged against the petitioner but he is on bail in the said cases. He has been languishing in custody since 05.04.2018.

In the facts and circumstances of the case, 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 Special Judge Excise, Jehanabad in connection with Hulashganj P.S. Case No. 19 of 2018.

(Prakash Chandra Jaiswal, J.)

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