

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31890 of 2018

Arising Out of PS.Case No. -5 Year- 2018 Thana -JAYNAGAR District- MADHUBANI

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Naresh Giri S/o Lakshman Giri Resident of Village - Inarwa, P.S. - Khajuri
, District Dhanusha (Nepal).

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Ratanakar Jha

For the Opposite Party/s : Mr. Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

3 18-06-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

231 litres of Nepali liquor is said to have been
recovered from the possession of the petitioner and the petitioner
was apprehended.

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
with the seized liquor. He has been falsely implicated in the case



at the instance of his enemies by planting aforesaid recovery from his possession. Seizure list does not bear the signature of the petitioner. He has no criminal antecedent. He has been languishing in custody since 04.01.2018.

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. District and Sessions Judge-II-cum Special Judge, Excise Act, Madhubani in connection with Jaynagar P.S. Case No. 05 of 2018.

(Prakash Chandra Jaiswal, J)

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