

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31229 of 2018

Arising Out of PS.Case No. -35 Year- 2018 Thana -ANDER District- SIWAN

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Ashok Prasad S/o Kanhaiya Prasad R/o Village - Andar, P.S. - Andar,
District - Siwan.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Ajay Kumar Pandey

For the Opposite Party/s : Mr. Sri S.M. Rahman

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 21-05-2018 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 Sections 272, 273 and 308 of the Indian
Penal Code and Section 30(a) of the Bihar Prohibition and Excise
Act, 2016.

14.480 litres of foreign liquor is said to have been
recovered from the shop 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 shop. He has no criminal antecedent. He has been languishing in custody since 26.02.2018.

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 Addl. District and Sessions Judge-II cum Special Judge, Excise, Siwan in connection with Andar P.S. Case No. 35 of 2018.

(Prakash Chandra Jaiswal, J)

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