

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35535 of 2018

Arising Out of PS.Case No. -67 Year- 2018 Thana -GUTHNI District- SIWAN

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1. Suresh Yadaw S/o Ambika Yadav resident of village - Malchaur, P.S.
Guthani, District Siwan.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhakar Singh

For the Opposite Party/s : Mr. Nawal Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

02 28-06-2018 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 of the Indian Penal Code and Section 30 (a)/38(a)/41(i) of the Bihar Prohibition and Excise Act, 2016.

8 liters of country made liquor is said to have been recovered from the possession of the petitioner and 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 this case at the



instance of his enemy by planting the aforesaid recovery from his possession. Though one more case under the Excise Act has been lodged against the petitioner but he is on bail in the said case. He has been languishing in custody since 16.03.2018.

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 Additional Sessions Judge-II-cum-Special Judge Excise, Siwan in connection with Guthani P.S. Case No. 67 of 2018.

(Prakash Chandra Jaiswal, J)

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