

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32801 of 2018

Arising Out of PS.Case No. -353 Year- 2017 Thana -JAHANABAD District- JEHANABAD

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Kuku Kumar @ Ajit Kumar, S/o – Balram Singh @ Jagwali Singh,
Resident of Village- Daidih, P.S- Ghosi, District- Jehanabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramakant Yadav
Mr. Hridayal Kumar

For the Opposite Party/s : Mr. Pranav Kumar APP

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

3 20-06-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with
Jehanabad Town P.S. Case No. 353/2017 registered under section
30(a) of the Bihar Prohibition and Excise Act 2016.

9 lts. Of foreign liquor is said to have been
recovered from the possession of Kanhaiya Nirala and Shiv
Narayan and on the basis of their confession, huge quantity of
foreign liquor was recovered from a room of the school. The
apprehended accused persons disclosed the name of the petitioner
and other accused persons as the person dumping the said article
at the aforesaid place who managed to escape seeing the police
party.



It is submitted by the learned counsel for the petitioner that no incriminating article has been recovered from conscious physical possession of the petitioner. He has been falsely implicated in this case by the apprehended accused persons out of animosity. He has no concern with the seized liquor. He was not apprehended on the spot. Though, one more case under the Excise Act has been lodged against the petitioner but he is on bail in the said case. Petitioner has been languishing in custody since 02.05.2018.

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 10000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned court of Additional Sessions Judge II, Jehanabad cum Special Judge Excise Act, Jehanabad, in connection with Jehanabad Town P.S. Case No. 353/2017 (Excise Case No. 680/2017).

(Prakash Chandra Jaiswal, J)

Trivedi/Saurabh-

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