

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.32310 of 2018**

Arising Out of PS.Case No. -52 Year- 2018 Thana -PHULWARIA District- BEGUSARAI

=====

1. Rakesh Kumar, S/o Late Sitaram Sah, R/o Vill.- Raslpur, P.S.-  
Bhagwanpur, District- Begusari.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Chandan Kumar Kashyap, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, A.P.P.

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

02 24-05-2018

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 Section 30(a) of the Bihar Prohibition  
and Excise Act, 2016.

26.280 liters of foreign liquor is said to have been  
recovered from the motorcycle 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. He has no  
criminal antecedent and has been languishing in custody since



02.05.2018.

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 2<sup>nd</sup> Additional Sessions Judge-cum-Special Judge, Excise Court, Begusarai in connection with Fulwaria P.S. Case No. 52 of 2018.

**(Prakash Chandra Jaiswal, J)**

Trivedi/-

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