

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33442 of 2018

Arising Out of PS.Case No. -436 Year- 2017 Thana -GOVERNMENT OFFICIAL COMP. District-
MUZAFFARPUR

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1. Dilip Bhagat @ Dilip Kumar S/o Umesh Bhagat, R/o Vill.- Chak
Mohbbatpur, P.S.- Ahiyapur, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Pandey

For the Opposite Party/s : Mr. Rajkishore Singh

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

03 27-06-2018 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 30 (a) and 38 of the Bihar Prohibition and Excise Act, 2016.

294.48 liters of illicit foreign liquor is said to have been recovered from an old house allegedly kept there by the petitioner and co-accused Lalan Ram.

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 either with the seized liquor or the place of recovery. He has been falsely



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implicated in this case due to dirty village politics. 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. He has been languishing in custody since 10.4.2018.

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 Special Judge Excise Act, Muzaffarpur in connection with Excise Case No.436 of 2017.

(Prakash Chandra Jaiswal, J)

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