

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35311 of 2018

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1. Akash Kumar son of Sikandar Rai, resident of Village- Madhopur Hajari,
P.S.- Sahebganj, District- Muzaaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Anuj Kumar Srivastava

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 28-06-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272, 273 and 413 of the Indian
Penal Code and Section 30(a) of the Bihar Prohibition and Excise
Act, 2016.

10 litres of country made 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 from his possession. Seizure list does not bear the signature of the petitioner. He has no criminal antecedent. He has been languishing in custody since 09.05.2018.

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 4th Addl. Sessions Judge cum Special Judge, Excise, Motihari, East Champaran in connection with Kesariya P.S. Case No. 130 of 2018.

(Prakash Chandra Jaiswal, J)

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