

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35760 of 2018

Arising Out of PS.Case No. -38 Year- 2018 Thana -BIKRAMGANJ District- SASARAM
(ROHTAS)

=====

Akshay Kumar Son of Krishna Prasad Sinha Resident of Village/Mohalla-
Gosai Mohalla, Ward No. 12, P.S. Bikramganj, District- Rohtas.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Krishna Bihari

For the Opposite Party/s : Smt. Asha Kumari

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

2 29-06-2018 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 30(a) and 36 of the Bihar
Prohibition and Excise Act, 2016.

Petitioner and four other accused persons are said to
be indulged in packing illicit liquor in a hut and 44 litres of
country made liquor, punching machine, gas cylinder, pouches,
etc. were recovered from the hut located near the railway bridge
and petitioner and four other accused persons were apprehended in
the course of escaping.

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 articles or with the place of recovery or with any activity of packing illicit liquor. He has been falsely implicated in the case by the police merely on suspicion while he was passing through the place of occurrence at the time of occurrence. He has no criminal antecedent. He has been languishing in custody since 12.02.2018.

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 2nd Addl. District and Sessions Judge cum Special Judge, Excise, Rohtas, Sasaram in connection with Bikramganj P.S. Case No. 38 of 2018.

(Prakash Chandra Jaiswal, J)

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