

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33143 of 2018

Arising Out of PS. Case No.-212 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- East Champaran

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Ramadhar Prasad @ Ramadhar Mahato, Son of Shivdhari Prasad, resident of
village- Basantpur, P.S.- Kundwachainpur, District- East Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate
For the Opposite Party/s : Mr. Akbar Ali, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 05-06-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner is in custody in connection with Excise
Case No. 212 of 2018 for offence under Sections 188, 114,
120B, 34 of the Indian Penal Code and 30(a) of the Bihar
Prohibition and Excise Act.

Learned counsel submits that petitioner has no
criminal antecedent. It is alleged that 36 litre country made
liquor was recovered in the seat of motorcycle. He further
submits that nothing was recovered from the conscious and
constructive possession of the petitioner, and he has been only
implicated in this case on suspicion. It is further submitted that
seizure list was not prepared in accordance with the principle



laid down under the Criminal Procedure Code.

Considering the totality of the fact and situation, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned IV Additional Sessions Judge-cum-Special Judge, Excise, Mothihari in connection with Excise Case No. 212 of 2018.

(Anil Kumar Upadhyay, J)

Rakesh
Kumar/Manoj

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