

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38610 of 2018

Arising Out of PS.Case No. -48 Year- 2018 Thana -RAJGIR District- NALANDA
(BIHARSHARIFF)

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1. Ishwar Ravidas S/o Krishna Ravidas @ Krishna Das, R/o Vill.-
Khairabad Mohalla, P.S.- Bihar, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rudal Singh

For the Opposite Party/s : Mr. Shailendra Kumar -2

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

02 03-07-2018 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, 30(a) of the Bihar Prohibition and
Excise Act, 2016.

78 liters of foreign liquor is said to have been recovered
from the Marshal vehicle which is said to have been brought by
Ravi Singh and Pawan Singh and petitioner was unloading the
said liquor from the vehicle and was apprehended in the course of
escaping from the aforesaid place.

It is submitted by learned counsel for the petitioner that no
incriminating article has been recovered from the conscious



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physical possession of the petitioner. He has no concern either with the seized liquor or the vehicle in question. The seizure list does not bear the signature of the petitioner. He happens to be a simple labourer and was unloading the cartoon from the vehicle without any knowledge of its contents on petty remuneration. He has no criminal antecedent and has been languishing in custody since 24.03.2018.

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 6th A.D.J.-cum-Special Judge Excise, Nalanda, Bihar Sharif in connection with Nalanda P.S. Case No. 48 of 2018.

(Prakash Chandra Jaiswal, J)

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