

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42105 of 2018

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Guddu Singh @ Anup Kumar Singh, son of Vijay Singh, Resident of
Village – Kauria Sarniha Tola, Police Station – Bhagwanpur Hat, District –
Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Irshad Ahmad Khan

For the Opposite Party/s : Mr. Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

02 13-07-2018 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 272, 273, 308 and 420 of the Indian
Penal Code and Sections 30 (a), 41(1) of the Bihar Prohibition and
Excise Act, 2016.

71.925 liters foreign liquor is said to have been recovered
from the bush located behind the house 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 either
with the seized liquor or the place of recovery. The place of the
recovery is an open place. He has been falsely implicated in this



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case at the instance of his enemy. Though one more case under the Excise Act has been lodged against petitioner but he is on bail in the said case. He has been languishing in custody since 13.05.2018.

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 Additional Sessions Judge 2nd -cum-Special Judge Excise, Siwan in connection with Bhagwanpur Hat P.S. Case No. 104 of 2018.

(Prakash Chandra Jaiswal, J)

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