

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41857 of 2018

Arising Out of PS.Case No. -106 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
BUXAR

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Anuj Kumar, Son of Late Shesh Nath Rai, R/o Village – Sohaon, Ballia,
P.S.-Narahi, District-Ballia, U.P.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajiv Ranjan Kr. Pandey

For the Opposite Party/s : Mr. Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL

ORAL ORDER

2 12-07-2018

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 Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

198.36 litres of foreign liquor is said to have been
recovered from the Maruti Car and four persons including the
petitioner were apprehended. Petitioner is said to have been
escorting the aforesaid car along with Pintu Kumar by motorcycle.

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 with the vehicle in question. He



was simply proceeding to his destination on the motorcycle ahead of the said car and was falsely implicated in the case by the police merely on suspicion. He has no criminal antecedent. He has been languishing in custody since 06.06.2018. Similarly situated co-accused, namely, Pintu Kumar has been enlarged on bail by this court vide order dated 11.07.2018 passed in Cr. Misc. No. 41454 of 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 A.D.J.-II cum Special Judge, Excise Act, Buxar in connection with Case No. 106(O)/2018.

(Prakash Chandra Jaiswal, J)

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