

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43805 of 2018

Arising Out of PS.Case No. -13 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
MADHEPURA

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Rajendra Sah, S/o. Late Awadh Sah a resident of Village- Sahugadh Tola
Janki, P.S. Madhepura, District- Madhepura.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kamal Kishore Singh

For the Opposite Party/s : Smt. Pushpa Sinha

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

ORAL ORDER

2 20-07-2018 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.

49.545 lts. of foreign liquor is said to have been
recovered from the house of the petitioner and one of the sons of
the petitioner, namely, Bikram Kumar was apprehended.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. He has no concern with the
seized liquor. He has been falsely implicated in this case at the
instance of his enemies. The house of the petitioner is inhabited



by his several other family members and he had no knowledge of keeping of aforesaid liquor in the said house. He was not apprehended on the spot. Though, several criminal cases have been lodged against the petitioner, but he is on bail in the said cases. He has been languishing in custody since 05.06.2018. Aforesaid Bikram Kumar has been enlarged on bail by a co-ordinate Bench of this Court vide order dated 15.03.2018 passed in Cr. Misc. no. 14837 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, Madhepura, in connection with Excise Case No. 13 of 2018.

(Prakash Chandra Jaiswal, J)

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