

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42899 of 2018

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Hiralal Sahni @ Hira Lal Sahani, Son of Late Kodai Sahani, resident of
village – Chand Parana Bankul, P.S.-Minapur, District-Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bela Singh

For the Opposite Party/s : Mr. Sunil Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 17-07-2018 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 and 273 of the Indian Penal
Code and Sections 30(a), 38, 41 and 48 of the Bihar Prohibition
and Excise Act, 2016.

7 litres of rotten jaggery is said to have been
recovered from the field located behind the house of the petitioner.

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 article or with the place of recovery. Place of
recovery is open place and is easily accessible to anyone. He has
been falsely implicated in the case at the instance of his enemies.



He was not apprehended on the spot. He has no criminal antecedent. He has been languishing in custody since 25.06.2018.

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 Special Judge, Excise, Muzaffarpur in connection with Minapur P.S. Case No. 103 of 2018.

(Prakash Chandra Jaiswal, J)

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