

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46507 of 2018

Arising Out of PS.Case No. -165 Year- 2018 Thana -MADHUBANI TOWN District-
MADHUBANI

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Anil Kumar Sah @ Anil Sah, Anil Kumar Sah @ Anil Sah, S/o Ram Ashish
Sah, resident of village + PS-Jay Nagar, District-Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sushil Kumar Jha

For the Opposite Party/s : Mr. Binod Kumar 2

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

ORAL ORDER

2 31-07-2018

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), 36 and 41 of the Bihar Prohibition and
Excise Act, 2016.

323.50 litres of foreign liquor is said to have been
recovered from the Sumo Victa car and its driver managed to
escape.

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 is



not named in the F.I.R. He has been falsely remanded in the case as he has been languishing in custody in some other Excise Act case and he has been enlarged on bail in the said case. He was not apprehended on the spot. He has been languishing in custody since 04.06.2018.

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 Addl. Sessions Judge-II cum Special Judge, Excise Act, Madhubani in connection with Town (Madhubani) P.S. Case No. 165 of 2018, G.R. No. 653/2018.

(Prakash Chandra Jaiswal, J)

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