

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45968 of 2018

Arising Out of PS.Case No. -186 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
SAMASTIPUR

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1. Ram Niwas Poddar Son of Late Sarjug Poddar, resident of Village-
Somnaha Math, P.S. Chak Mehshi, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raja Ram Mishra

For the Opposite Party/s : Mr. Anuj Kumar Srivastava

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

2 30-07-2018 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 30 (a) and 38(1) of the Bihar
Prohibition and Excise Act, 2016.

6 liters of country made liquor is said to have been
recovered from the toilet 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 with the
seized liquor. He has been falsely implicated in this case at the



instance of his enemy by planting the aforesaid recovery from the toilet of his house. The house of the petitioner is inhabited by his several family members and he had no knowledge of keeping of the said liquor in the toilet of his house. He has no criminal antecedent and has been languishing in custody since 17.06.2018.

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 District Judge- VI -cum-Special Judge Excise Act, Samastipur in connection with Excise Case No. 186 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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