

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46490 of 2018

Arising Out of PS.Case No. -126 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District -
BHAGALPUR

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Aman Raj, Son of Mahendra Prasad Yadav, resident of village – Khuranha,
P.S.-Jadishpur, District – Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Dhananjay Kumar Gupta

For the Opposite Party/s : Mr. Jai Narain Thakur

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

9.525 litres of foreign liquor is said to have been
recovered from two bags being carried by the petitioner in the bus
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 the case
by the personnel of excise department on suspicion while he was



travelling in the bus and real culprit managed to escape dumping the aforesaid bags containing liquor in the bus seeing the personnel of Excise department. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 28.05.2018.

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, Bhagalpur in connection with Excise Case No. 126 of 2018.

(Prakash Chandra Jaiswal, J)

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