

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45152 of 2018

Arising Out of PS.Case No. -164 Year- 2018 Thana -TURKAULIYA District- EASTCHAMPARAN
(MOTIHARI)

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1. SANDEEP KUMAR @ BHEMA @ SANDEEP SAHANI @ BHEMA
SAHANI Son of Badri Sahani resident of Village - Raghunathpur, P.S.
Turkauliya, District - East Champaran, Motihari.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. Rana Randhir Singh

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

2 25-07-2018 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.

23 liters of foreign liquor is said to have been recovered
from the heap of stone chips located beside the house of the
petitioner and petitioner 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 the place of recovery. The place of



recovery is an open place and easily accessible to anyone. He has been falsely implicated in this case at the instance of his enemy. He was not apprehended on the spot. Though one more criminal case has been lodged against him but he is on bail in the said case. He has been languishing in custody since 26.05.2018.

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 7th Additional Sessions Judge-cum-Special Judge Excise Act, East Champaran, Motihari in connection with Turkauliya P.S. Case No. 164 of 2018.

(Prakash Chandra Jaiswal, J)

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