

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45806 of 2018

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Jugeshwar Sahni, Son of Late Sito Sahni , Resident of Village- Narayan
Pipar, P.S. Chaurahi, District- Begusarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Naresh Chandra Verma, Adv.

For the Opposite Party : Mr. Nityanand Tiwary, APP.

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

ORAL ORDER

02 27-07-2018 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.

27.900 liters of country made liquor is said to have been
recovered from the bag of the petitioner at Hathidah tempo stand
and 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 by the
police merely on suspicion while he was standing at the tempo
stand to take tempo while the real culprit managed to escape



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dumping the liquor containing bag there. He has no criminal antecedent and has been languishing in custody since 23.05.2018.

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 Special Judge, Excise Act, Patna in connection with Hathidah P.S. Case No. 37 of 2018 (Special Case No. 4866 of 2018).

(Prakash Chandra Jaiswal, J)

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