

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44764 of 2018

Arising Out of PS. Case No.-1 Year-2017 Thana- HARLAKHI District- Madhubani

Rakesh Rai, S/o Anant Rai, R/o Vill-Balaha, P.S. Madhawapur, Distt-Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav
For the Opposite Party/s : Mr. Ram Bachan Singh

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

2 24-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Harlakhi P.S. Case no. 1 of 2017 registered under Sections 272, 273 of I.P.C. and Section 30(a) of Bihar Excise and Prohibition Act-2016.

15.600 lts. of Nepali Saufi wine is said to have been recovered from a motorcycle and petitioner is said to be owner of the said motorcycle which was sold to him by Mahadeo Sah.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from conscious physical possession of the petitioner. He has no concern either with the seized liquor or with the motorcycle in question. He



has not purchased the aforesaid motorcycle from Mahadeo Sah.
He was not apprehended on the spot. He has been languishing
in custody since 11.06.2018.

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
Addl. Sessions Judge-II-cum-Special Judge, Excise Act,
Madhubani in connection with Harlakhi P.S. Case no. 1 of 2017.

(Prakash Chandra Jaiswal, J)

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