

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44854 of 2018

Arising Out of PS. Case No.-335 Year-2018 Thana- MOTIHARI TOWN District- East
Champaran

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Manish Kumar @ Kumar Manish @ Dhiraj Kumar S/o Radha Mohan
Ashtana, R/o Vill.- Chitrangupt Sadan, Chandmari, Ward No. 27, P.S.- Town
(Motihari), District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bal Govind Sharma

For the Opposite Party/s : Smt. Madhuri Lata

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**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 Nagar
Motihari P.S. Case no. 335 of 2018 registered under Section
30(a), 41(1) of Bihar Excise and Prohibition Act-2016.

38.445 lts. of foreign liquor is said to have been
recovered from the house of the petitioner and petitioner was
apprehended.

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 with
the seized liquor. He has been falsely implicated in this case at



the instance of his enemy. The house of the petitioner is inhabited by his other family members and he had no knowledge of keeping of liquor in the said house. He has no criminal antecedent. He has been languishing in custody since 6.06.2018.

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. District Sessions Judge-VII-cum-Special Judge, Excise Act, East Champaran, Motihari, in connection with Nagar Motihari P.S. Case no. 335 of 2018.

(Prakash Chandra Jaiswal, J)

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