

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.51532 of 2018**

Arising Out of PS.Case No. -164 Year- 2017 Thana -NAWADA District- NAWADA

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Onkar Kumar @ Rahul Kumar, S/o.Kanhi Mahto, R/o. Village- Adhrakhi  
Bigha, Sahebchak, P.S.- Nagar, District Nawada.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Man Mohan Kumar

For the Opposite Party/s : Mr. Narsingh Tanti

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

2      23-08-2018                      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 Sections 272 and 273 of the Indian Penal  
Code and Section 30(a) of the Bihar Prohibition and Excise Act,  
2016.

690 litres of country made liquor is said to have  
been recovered from the field 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  
with the seized liquor. The field is open place and easily  
accessible to anyone and he had no knowledge of keeping of said



liquor in the field. He has been falsely implicated in the case. He was not apprehended on the spot. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 14.06.2018.

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 A.D.J.-II cum Special Judge, Nawada in connection with Nawada (Town) P.S. Case No. 164 of 2017.

**(Prakash Chandra Jaiswal, J)**

Kr. Uday/-

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