

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50430 of 2018

Arising Out of PS.Case No. -534 Year- 2018 Thana -MUZAFFARPUR TOWN District-
MUZAFFARPUR

=====

Amit Kumar S/o Late Ram Nath Singh, R/o Mohalla- Sikandarpur Kunetal,
P.S.- Town, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Ravi Ranjan

For the Opposite Party/s : Mr. Rajeev Nayan

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 16-08-2018 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.

18 litres of foreign liquor is said to have been
recovered from beside the toilet located in front of the house of
Ex. MLA Vijendra Chaudhary said to be kept there by the
petitioner and one Sachin Kumar and both were 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 either with the seized liquor or place of recovery. Place of recovery is open place and is easily accessible to anyone. Seizure list does not bear the signature of the petitioner. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 23.07.2018.

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 Special Judge, Excise, Muzaffarpur in connection with Muzaffarpur Town P.S. Case No. 534 of 2018.

(Prakash Chandra Jaiswal, J)

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