

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51591 of 2018

Arising Out of PS. Case No.-178 Year-2017 Thana- ROSHANGANJ District- Gaya

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Tun Tun Paswan, S/o Hulas Paswan, R/o Vill-Bihargain, P.S. Raushanganj,
Distt-Gaya.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Kumar

For the Opposite Party/s : Mr. Ram Bachan Singh

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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 connection with
Raushanganj P.S. Case no. 178 of 2017 registered for the
offence punishable under Sections 272, 273 of I.P.C. and
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

5 lts. of country made liquor is said to have been
recovered from the house of the petitioner and he 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 several other family members and he had no knowledge of keeping of liquor in the house. There is no compliance of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 24.11.2017.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Gaya in connection with Raushanganj P.S. Case no. 178 of 2017.

(Prakash Chandra Jaiswal, J)

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