

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52610 of 2018

Arising Out of PS.Case No. -783 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
ARRARIA

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Shivu Murmu, S/o Babulal Murmu, resident of village – Bari Tola, Santhali,
Ward No.6, Parwaha, P.S.-Farbesganj, District – Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha

For the Opposite Party/s : Mr. Abhay Kumar Roy

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 27-08-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

4.5 litres of country made liquor, one brewing
machine and 90 litres of raw material are said to have been
recovered from the house of the petitioner and the petitioner was
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 articles or any activity of brewing liquor. He



has been falsely implicated in the case at the instance of his enemies. The house of the petitioner is inhabited by his several family members and he had no knowledge of keeping of the said articles in the house. He has no criminal antecedent. He has been languishing in custody since 10.07.2018.

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 2nd Addl. Sessions Judge cum Special Judge, Excise Act, Araria in connection with Special Case No. 783 of 2018 arising out of Excise Case No. 30 of 2018.

(Prakash Chandra Jaiswal, J)

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