

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53040 of 2018

Arising Out of PS. Case No.-364 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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Bipin Kumar Singh S/o Late Raj Kishore Singh, R/o Vill.- Dumari Kala Ward
No. 7, P.S.- Majorganj, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Nityanand Tiwary

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

ORAL ORDER

3 29-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Case no.
C2-364 of 2018/482/18 registered under Sections 30(A) of
Bihar Excise and Prohibition Act-2016.

22.800 lts. of Nepali Saufi wine is said to have been
recovered from motorcycle 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 by
the personnel of Excise Department merely on suspicion while



he was passing through the place of occurrence at the time of occurrence and real culprits managed to escape dumping the aforesaid liquor there seeing them. There is no compliance of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 11.07.2018.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi in connection with Case no. C2-364 of 2018/482/18.

(Prakash Chandra Jaiswal, J)

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