

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54202 of 2018

Arising Out of PS.Case No. -75 Year- 2018 Thana -DEEPNAGAR District- NALANDA
(BIHARSHARIFF)

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1. Sunaina Devi W/o Ragho Kewat, R/o Vill.- Badri Bigha, P.S.-
Deepnagar, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binit Kumar

For the Opposite Party/s : Mr. Mukeshwar Dayal, APP

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

02 31-08-2018 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, 273 and 290 of the Indian
Penal Code and Section 30 (a) of the Bihar Prohibition and Excise
Act, 2016.

80 liters of country made liquor, one gas cylinder and
some pots are said to have been recovered from bank of Langdi
Nadi and the petitioner and other accused persons managed to
escape who were identified by the seizure list witnesses.

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 the place of recovery of any activity of brewing liquor. He was not apprehended on the spot. He has been falsely implicated in this case by the seizure list witnesses due to animosity. Barring the disclosure made by the seizure list witnesses, there is nothing on record indicating the complicity of the petitioner in the occurrence. Though two more cases have been lodged against the petitioner but he is on bail in the said cases. He has been languishing in custody since 02.08.2018.

In the facts and circumstances of the case, 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 VI Additional District and Sessions Judge-cum-Special Judge Excise, Nalanda, District Nalanda in connection with Deepnagar P.S. Case No.75 of 2018.

(Prakash Chandra Jaiswal, J)

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