

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53035 of 2018

Arising Out of PS.Case No. -156 Year- 2018 Thana -RAJPUR District- BUXAR

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Ajay Kumar Singh, S/o.Ramakant Singh, R.o. Village- Bhunwa, P.S.-
Dinara, District- Rohtas.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Roy

For the Opposite Party/s : Mr. Dr. Mrityunjaya Kr. Gautam

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

2 28-08-2018 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 Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act, 2016.

18 litres of foreign liquor is said to have been
recovered from the motorcycle and other accused, namely Rajesh
Kumar Singh sitting on the said motorcycle were apprehended
during the course of escaping.

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
with the seized liquor. He has been falsely implicated in the case
at the instance of his enemies by planting aforesaid recovery from



his possession. The 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 12.07.2018.

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 Additional District & Sessions Judge No. –II cum Special Judge, Excise Act, Buxar in connection with Rajpur P.S. Case No. 156 of 2018, G.R. No. 2311 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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