

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54046 of 2018

Arising Out of PS.Case No. -103 Year- 2018 Thana -SIKTI District- ARRARIA

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Jitendra Paswan, S/o Harilal Paswan, Resident of village – Gadah Kat, P.S.-
Sikty, 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. Sanjay Kumar Sharma

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

2 31-08-2018 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.

35.400 litres of country made liquor is said to have
been recovered from the possession 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
with the seized liquor. He has been falsely implicated in the 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 culprit managed to escape dumping the aforesaid liquor there seeing them. He has no criminal antecedent. He has been languishing in custody since 21.07.2018.

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, Araria in connection with Special Case No. 770 of 2018 arising out of Sikty P.S. Case No. 103 of 2018.

(Prakash Chandra Jaiswal, J)

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