

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53220 of 2018

Arising Out of PS.Case No. -34 Year- 2018 Thana -BARURAJ District- MUZAFFARPUR

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Bhadhu Bhagat Son of Janak Bhagat, Resident of Village Kaigawan, P.S.
Baruraj, District Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ratneshwar Prasad

For the Opposite Party/s : Mr. Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 29-08-2018 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 120(B)/34 of the
Indian Penal Code and Sections 30(a) 41, 49 of the Bihar
Prohibition and Excise Act, 2016.

630 litres of foreign liquor is said to have been
recovered from the outer room of the house of the petitioner and
petitioner managed to escape.

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 enemy. The house of the petitioner is



inhabited by his several family members and he had no knowledge of keeping of the said liquor in the house. The said room is in the outer part of the said house. He was not apprehended on the spot. He has no criminal antecedent. He has been languishing in custody since 16.05.2018.

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 Special Judge, Excise, Muzaffarpur in connection with Baruraj P.S. Case No. 34 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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