

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52659 of 2018

Arising Out of PS.Case No. -459 Year- 2018 Thana -BARACHATTI District- GAYA

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Satyendra Kumar Singh @ Satyendra Singh, S/o Late Ramdeo Singh,
resident of village – Budhi Paimar, P.S.-Muffasil, District – Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Kumar

For the Opposite Party/s : Mr. Ram Bachan Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 27-08-2018

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.

60 litres of country made liquor is said to have been
recovered from the motorcycle 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 police 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 the police personnel. 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 13.07.2018.

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 Special Judge, Excise, Gaya in connection with Barachatti (Mohanpur) P.S. Case No. 459 of 2018.

(Prakash Chandra Jaiswal, J)

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