

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2004 of 2018

Arising Out of PS.Case No. -178 Year- 2017 Thana -RAFIGANJ District- AURANGABAD

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Jai Ram Singh, S/o Sudarshan Singh @ Bhai Jee, Resident of Vill- Gothani,
P.S.- Rafiganj, Distt- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Suresh Mishra, Advocate

For the Opposite Party/s : Smt. Renuka Ratnakar, APP.

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL

ORAL ORDER

2 23-01-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Rafiganj P.S. Case No.
178 of 2017 registered under Sections 30(A), 38(1) and 38 (2) of
the Bihar Prohibition and Excise Act, 2016.

606.4 litres of country made liquor is said to have
been recovered from the Bolero Pick Up Van and the petitioner
and two other accused persons Povind Singh and Ashok Singh are
said to have managed to escape alighting from the said vehicle as
per the information of the Chaukidar.

It is submitted by learned counsel for the petitioner that no
incriminating article has been recovered from conscious physical
possession of the petitioner. The petitioner neither happens



to be the driver nor the owner of the said vehicle. He has no concern with the seized liquor. He has been falsely implicated in the case by the Chaukidar due to grudge and animosity. Similarly situated co-accused, namely, Povind Singh and Ashok Singh have been enlarged on bail by a co-ordinate bench of this court vide order dated 09.01.2018 and 11.01.2018 passed in Cr. Misc. Nos. 714 of 2018 and 2200 of 2018 respectively. The petitioner has been languishing in custody since 03.12.2017.

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 Sessions Judge, VII-Cum-Special Judge (Excise), Aurangabad in connection with Rafiganj P.S. Case No. 178 of 2017.

(Prakash Chandra Jaiswal, J)

Mishra/-

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