

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58014 of 2018

Arising Out of PS. Case No.-115 Year-2018 Thana- CHOUTARWA District- West
Champaran

Shiv Pujan Yadav Son of Jugal Yadav Resident of Village - Salaha, Bari
Arawa, P.S. Chautarwa, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Gupta
For the Opposite Party/s : Mr. Anand Kishore Choudhary

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 03-10-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
01.06.2018 in connection with Chautarwa P.S. Case No.
115/2018 for offences punishable under Sections 30(a), 37(b) of
Bihar Prohibition of Excise Act, 2016.

The prosecution case, as lodged by the police party, is
that during patrolling duty on secret information the motorcycle
of the petitioner including the motorcycles of other co-accused
persons were intercepted. From the motorcycle of the petitioner
2.700 litres of foreign liquor was seized. Accordingly, a seizure
list was prepared.

It has been submitted by the learned counsel for the



petitioner that he is innocent, nothing has been recovered from his conscious possession, bears no criminal history, he is running a small tea shop in the locality and has been falsely implicated in the aforesaid case. He submits that charge-sheet has already been submitted and there is no allegation of tampering of the prosecution witnesses.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, 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 learned Special Judge, Excise, Bettiah, West Champaran in connection with Chautarwa P.S. Case No. 115/2018.

(Nilu Agrawal, J)

Rajesh/pragya

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