

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18289 of 2018

Arising Out of PS. Case No.-446 Year-2017 Thana- MANER District- Patna

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1. Suambar Rai @ Suambar Ram Son of Sarikhan Rai @ Sarikhan Ram
 2. Sunil Kumar @ Sunil Rai, Son of Rajeshwar Rai @ Rajeshwar Ram, both resident of Village- Haldi Chhapra Badal Tola, P.S.- Maner, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chhote Lal Mishra
For the Opposite Party/s : Mr. Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

3 26-04-2018 Heard learned counsel for the petitioners and learned APP for the State.

The petitioners seek bail in connection with Maner P.S. Case no. 446 of 2017 registered under Section 30(a) of Bihar Prohibition & Excise Act-2016.

50 lts. of country made liquor is said to have been recovered from the burning ghat located at Haldi Chapra and petitioners and one other accused managed to escape from the place of occurrence who were named by the locals congregated there.

It is submitted by learned counsel for the petitioners that no incriminating article has been recovered from conscious



physical possession of the petitioners. They have no concern either with the seized liquor or with the place of recovery. They have been falsely implicated in the case by the police merely on suspicion while they were passing by the side of the place of occurrence at the time of occurrence. They have no criminal antecedent. They have been languishing in custody since 02.02.2018.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna in connection with Maner P.S. Case no. 446 of 2017.

(Prakash Chandra Jaiswal, J)

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