

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28739 of 2018

Arising Out of PS.Case No. -21 Year- 2018 Thana -BALUA BAZAR District- SUPAUL

1. Kumod Kumar Paswan, Son of Pradeep Paswan @ Pradip Kumar Paswan @ Dipo Paswan, Resident of village- Karjain, P.S.- Karjain, District- Supaul.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Adv.
Miss Monika, Adv.

For the Opposite Party/s : Mr. Anuj Kumar Srivastava, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL
ORAL ORDER

03 19-06-2018 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 Section 414 of the Indian Penal Code and Section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

90 liters of Nepali wine 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 been falsely implicated in this case at the instance of his enemy by



planting the aforesaid recovery from his possession. He has no concern either with the seized liquor or the motorcycle in question. He has no criminal antecedent and has been languishing in custody since 24.03.2018.

In the facts and circumstances of the case, 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 2nd-cum-Special Judge Excise, Supaul in connection with S.T. Excise Case No.250/2018, arising out of Balua Bazar P.S. Case No.21 of 2018.

(Prakash Chandra Jaiswal, J.)

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