

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18489 of 2018

Arising Out of PS. Case No.-27 Year-2018 Thana- CHAURADANO District- East
Champaran

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Bijay Kumar S/o Dinesh Yadav @ Dinesh Prasad Yadav, R/o Village-
Jolgawan, P.S.- Jitna, District- East Champaran, at Present R/o Sanfulwa,
P.O.- Hardiya, P.S.- Kawahi, District- Bara (Nepal).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Smt. Sahin Begam, APP

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

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

The petitioner seeks bail in connection with
Chauradano (Mahuawa) P.S. Case no. 27 of 2018 registered
under Sections 272, 273 of the Indian Penal Code, Section 25(1-
b)A/25(1-A), 25(AA)/26/35 of the Arms Act and Section 30(a)
of Bihar Prohibition & Excise Act-2016.

27 lts. of Nepali wine and a live cartridge are said to
have been recovered from joint possession of the petitioner and
Deepak Kumar.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. No fire arm has been



recovered from the possession of the petitioner. He has no concern with the seized articles. He has been falsely implicated in the case at the instance of his enemy by planting the aforesaid recovery from his possession. He has no criminal antecedent. He has been languishing in custody since 5.02.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, East Champaran at Motihari in connection with Chauradano (Mahuawa) P.S. Case no. 27 of 2018

(Prakash Chandra Jaiswal, J)

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