

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34519 of 2018

Arising Out of PS. Case No.-72 Year-2018 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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Aditya Kumar S/o Ashish Mandal @ Ram Ashish Mandal, resident of
Village- Harchha, P.S. Baheri, District- Darbhanga, at present C/o- Bhola
Yadav, Advocate, Hajipur, Ramnagar, Paswan Tola, P.S. Bahadurpur, District-
Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra

For the Opposite Party/s : Mr. Anant Kumar

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

ORAL ORDER

3 07-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with
University P.S. Case no. 72 of 2018 registered for the offence
punishable under Section 30(a) and 41 of the Bihar Prohibition
and Excise Act, 2016 and Section 25(1-B)A, 35 of Arms Act.

9.750 lts. of foreign liquor is said to have been
recovered from the room inhabited by the petitioner and two
other accused persons as tenant and one country made pistol
from its washroom and they were apprehended.

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



physical possession of the petitioner. He has no concern with the seized article. The said room is inhabited by the petitioner and two other accused persons and petitioner had no knowledge of keeping of liquor and country made pistol in the room and washroom respectively, which are inhabited and under use of aforesaid three accused persons. As no cartridge has been recovered, so there is no use of pistol without any cartridge. He has no criminal antecedent. He has been languishing in custody since 08.04.2018.

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 Addl. Sessions Judge-IV-cum-Special Judge, Darbhanga in connection with University P.S. Case no. 72 of 2018.

(Prakash Chandra Jaiswal, J)

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