

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43270 of 2018

Arising Out of PS. Case No.-180 Year-2017 Thana- MATIHANI District- Begusarai

Indal Yadav S/o Ram Yadav, R/o Vill.- Shihma, Pathla Tola, P.S.- Matihani,
Distt.- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shubhesh Pandey

For the Opposite Party/s : Mr. Ashok Kumar Singh 1

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

ORAL ORDER

4 14-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Matihani
P.S. Cas no. 180 of 2017 registered for the offence punishable
under Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

354 lts. of foreign liquor is said to have been
recovered from the house of the petitioner.

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 liquor. He has been falsely implicated in this case at
the instance of his enemy. The house of the petitioner is



inhabited by his several other family members and he had no knowledge of keeping of liquor in the said house. He was not apprehended on the spot. There is no compliance of Section 100 Cr.P.C. He has been languishing in custody since 27.06.2018.

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-II-cum-Special Judge, Excise, Begusarai in connection with Matihani P.S. Cas no. 180 of 2017.

(Prakash Chandra Jaiswal, J)

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