

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8674 of 2018

Arising Out of PS.Case No. -901 Year- 2017 Thana -KANKARBAGH District- PATNA

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1. Rahul Kumar @ Monu @ Moni @ Moni Kumar, Son of Surendra Prasad,
Resident of Village- Ghoshi, P.S.- Ghoshi, District- Jehanabad, Presently
resident of Indira Nagar, Road No.4A, P.S.- Kankarbagh, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Sri Anuj Kumar Srivastava

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 17-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with
Kankarbag P.S. Case No. 901 of 2017 registered under Sections
272, 273, 353, 186, 504, 506/34 of the Indian Penal code and
Sections 30(a) of Bihar Excise Amendment Act -2016.

77.250 liters of foreign liquor is said to have been
recovered from Tata Manza car and three accused persons
including the petitioner sitting in the aforesaid vehicle were
arrested.

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



conscious physical possession. The petitioner, who happens to be commuter of the said vehicle, has been falsely implicated in the case and he had no knowledge of keeping of liquor in the vehicle. He has no concern with the seized liquor. He has no criminal antecedent. Co-accused Kamal Kishore has been allowed bail by this Court in Cri. Misc. No. 7216 of 2018. He has been languishing in custody since 15.11.2017.

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, Patna in connection with Kankarbag P.S. Case No. 901 of 2017.

(Prakash Chandra Jaiswal, J)

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