

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20801 of 2018

Arising Out of PS.Case No. -74 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
SASARAM (ROHTAS)

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Shiv Kumar S/o Late Rajendra Paswan, R/o Village- Motihari Tola, P.S.-
Dehri (Town), District- Rohtas (Bihar).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhaneshwar Prasad Gupta, Advocate.

For the Opposite Party/s : Smt. Anita Kumari, APP.

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 13-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Excise Case No. 74 of
2018 registered under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

18 litres of country made liquor is said to have been
recovered from the road side ditch which is said to have been
concealed by 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 no concern



either with the seized liquor or with the place of recovery. He has been falsely implicated in the case. Though one more criminal case under Section 414 of the Indian Penal Code has been lodged against the petitioner, but he is on bail in the said case. He has been languishing in custody since 24.02.2018.

Considering the facts aforesaid, 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-II-cum Special Judge, Excise, Rohtas at Sasaram in connection with Excise Case No. 74 of 2018.

(Prakash Chandra Jaiswal, J)

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