

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16163 of 2018

Arising Out of PS.Case No. -26 Year- 2018 Thana -PAHARPUR District-
EASTCHAMPARAN(MOTIHARI)

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Rajan Tiwari @ Rajan Kumar Tiwari, Son of Bhola Tiwari, Resident of
Village- Karamawa, Tiwari Tola, P.S.- Majhauriya, District- West
Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Anshu Dhar Sharma, Advocate.

For the Opposite Party/s : Mr. Md. Sufiyan, APP.

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 21-03-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Paharpur P.S. Case No.
26 of 2018 registered under Sections 30(a), 33, 34 and 36 of the
Bihar Prohibition and Excise Act, 2016 and Sections 272 and 273
of the Indian Penal Code.

35 litres of country made liquor is said to have been
recovered from a car and the petitioner was apprehended on giving
chase in the course of escaping alighting from the said car.

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



with the seized liquor. As a matter of fact, he happens to be an employee of Maruti Suzuki Company and had gone to his maternal uncle by the said car merely as a commuter of the same and had no knowledge of keeping of the said liquor in the said car and the driver of the said car managed to escape. He has no criminal antecedent. He has been languishing in custody since 30.01.2018.

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 Addl. Sessions Judge-IV cum Special Judge, Excise, East Champaran, Motihari in connection with Paharpur P.S. Case No. 26 of 2018.

(Prakash Chandra Jaiswal, J)

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