

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22430 of 2018

Arising Out of PS.Case No. -302 Year- 2017 Thana -GAUTAMBUDHNAGAR District- SIWAN

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Rajesh Kumar Sah @ Rajesh Sah Son of Late Thakur Sah @ Chhathu Sah
Resident of village- Tarwara Chaudhary Patti, Police Station- G.B. Nagar,
District- Siwan

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh

For the Opposite Party/s : Mr. Sri Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 17-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in G.B. Nagar P.S. Case
No. 302 of 2017 registered under Sections 272, 273 and 308 of the
Indian Penal Code and Sections 30 and 38 of the Bihar Prohibition
and Excise Act, 2016.

7.200 litres of foreign liquor is said to have been
recovered from the house of the petitioner and the petitioner fled
away seeing the police party.

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. The house of the petitioner is inhabited by several family members and he had no knowledge of keeping of the said liquor in the house. He was not apprehended on the spot. Though four more cases have been lodged against the petitioner, but he is on bail in the aforesaid cases. He has been languishing in custody since 30.10.2017.

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 2nd Additional Sessions Judge cum Special Judge, Siwan in connection with G.B. Nagar P.S. Case No. 302 of 2017.

(Prakash Chandra Jaiswal, J)

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