

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24169 of 2018

Arising Out of PS.Case No. -17 Year- 2018 Thana -BITHAN BAZAR District- SAMASTIPUR

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Suresh Mukhiya, Son of Late Dhodhay Mukhiya, Resident of Village-
Bithan Sahni Tola, Police Station- Bithan, District- Samastipur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar

For the Opposite Party/s : Mr. Sri Vinod Shankar Modi

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

ORAL ORDER

2 30-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

40 Kg of Java is said to have been recovered from
the house of 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
with the seized java. The house of the petitioner is inhabited by
several family members and he had no knowledge of keeping of



the said java in the house. He has no criminal antecedent. He has been languishing in custody since 12.03.2018.

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 District and Session Judge-III cum Special Judge, Excise Act, Samastipur in connection with Bithan P.S. Case No. 17 of 2018.

(Prakash Chandra Jaiswal, J)

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