

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21925 of 2018

Arising Out of PS.Case No. -3 Year- 2018 Thana -SUKHANI District- KISANGANJ

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Suraj Kumar Ganesh S/o Late Sanatan Ganesh, R/o Village- Lodhabari,
P.S.- Kechana, District- Jhapa (Nepal).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amal Kumar Sinha

For the Opposite Party/s : Mr. Sri Tapeswar Sharma

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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 Special Case No. 36 of
2018 arising out of Sukhani P.S. Case No. 3 of 2018 registered
under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

78.900 litres of Nepali wine is said to have been
recovered from the motorcycle 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 liquor. He has been falsely implicated in the case
at the instance of his enemies by planting aforesaid recovery from



his motorcycle. He has no criminal antecedent. He has been languishing in custody since 16.02.2018.

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 Addl. District and Sessions Judge-II-cum Special Judge, Excise, Kishanganj in connection with Special Case No. 36 of 2018 arising out of Sukhani P.S. Case No. 3 of 2018.

(Prakash Chandra Jaiswal, J)

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