

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24258 of 2018

Arising Out of PS.Case No. -100 Year- 2018 Thana -DANAPUR District- PATNA

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1. Abhinav Vivek @ Sunny Kumar S/o Shri Arvind Kumar Verma, R/o
Vill.- Manzar, P.O.+P.S.- Pandaiya, Distt.- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Subodh Kumar

For the Opposite Party/s : Mr. Suresh Prasad Singh

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

ORAL ORDER

02 26-04-2018

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 Section 30 (a) of the Bihar Prohibition
and Excise Act, 2016 and Section 25 (1-b) and 26 of the Arms
Act.

6.75 liters of foreign liquor is said to have been
recovered from the kitchen attached with the office, while a pistol
is said to be recovered lying in the drawer of the official table 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 been



falsely implicated in this case. As a matter of fact, he has no concern with the seized article. Several staffs are working in his office and have access to the kitchen as well as to the table and drawer of the office of the petitioner. The drawer of the petitioner is not under lock and key of the petitioner and is accessible to anyone of his office staff. It is also submitted that the petitioner is suffering from liver disease prolapsed Gastopathy and needs very specialize treatment at the earliest. He has filed the report of the Medical Officer, Model Central Jail, Beur in this regard. He has been languishing in custody since 27.02.2018.

In the facts and circumstances of the case, 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-IX-cum-Special Judge Excise, Patna in connection with Danapur P.S. Case No. 100 of 2018.

(Prakash Chandra Jaiswal, J)

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