

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7493 of 2018

Arising Out of PS.Case No. -408 Year- 2017 Thana -JAGDIHSPUR District- BHOJPUR

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1. Jitendra Kuswaha @ Jitendra Kushwaha @ Jhun Jhun @ Jitendra Singh
Son of Ram Bachan Kushwaha. Resident of Village-Sangam Tola, Police
Station-Jagdishpur, District-Bhojpur at Ara.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramchandra Singh

For the Opposite Party/s : Smt. Asha Devi

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

02 13-02-2018

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in Excise Case No. 27 of
2018, arising out of Jagdishpur P.S. Case No.408 of 2017
registered under Section 30 (a) of the Bihar Prohibition and Excise
Act, 2016.

144.360 liters of foreign liquor is said to have been
recovered from the cow shade of the petitioner.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner. The petitioner was
not apprehended from the spot. The aforesaid cow shade is in



occupation of several members of the family of the petitioner. The seizure list does not bear the signature of the petitioner. He has been falsely implicated in this case. He has no criminal antecedent. He has been languishing in custody since 09.01.2018.

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-IV, Bhojpur at Ara in connection with Excise Case No.27 of 2018, arising out of Jagdishpur P.S. Case No. 408 of 2017.

(Prakash Chandra Jaiswal, J)

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