

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25068 of 2018

Arising Out of PS. Case No.-43 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Munna Sada, Son of Late Atbari Sada, Resident of Village- Bhagwanpur
Chaksekho, P.S.- Dalsingsarai, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Shankar Singh
For the Opposite Party/s : Mr. Dashrath Mehta

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

ORAL ORDER

2 01-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Excise
Case no. 43 of 2018 registered under Sections 30(a), 30(d) and
38(1) of Bihar Prohibition & Excise Act-2016.

20 lts. of country made liquor is said to have been
recovered from the hut and its premises of the petitioner while
325 Kg. Java Gur was destroyed in course of excavating the said
article from the earth kept there.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. He has no concern with
the seized article. The hut from where the aforesaid article is



said to have been recovered, is inhabited by several other family members of the petitioner and he had no knowledge of keeping of the said article in the hut and its premises. He has been falsely implicated in the case due to dirty village politics. He has no criminal antecedent. He has been languishing in custody since 4.02.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J.-III-cum-Special Judge, Excise, Samastipur in connection with Excise Case no. 43 of 2018.

(Prakash Chandra Jaiswal, J)

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