

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32240 of 2018

Arising Out of PS.Case No. -171 Year- 2018 Thana -SIWAN MUFFASIL District- SIWAN

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Dhananjay Yadav, son of Harihar Yadav resident of village - Raghunata,
Police Station Siwan Muffasil, District - Siwan.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Ajay Kumar Tiwary

For the Opposite Party/s : Mr. Satyendra Narayan Singh

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

ORAL ORDER

3 18-06-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273 of the Indian Penal
Code and Sections 30(a), 38(1) and 41(1) of the Bihar Prohibition
and Excise Act, 2016.

144.900 litres of foreign liquor is said to have been
recovered from the bamboo made straw house located in front of
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
either with the seized liquor or with the place of recovery. He has



been falsely implicated in the case at the instance of his enemies and due to dirty village politics. Seizure list does not bear the signature of the petitioner. Though one more case under Excise Act has been lodged against the petitioner, but he is on bail in the aforesaid case. The petitioner has been languishing in custody since 07.04.2018.

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 Sessions Judge 2nd cum Special Judge, Excise, Siwan in connection with Muffasil P.S. Case No. 171 of 2018.

(Prakash Chandra Jaiswal, J)

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