

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35118 of 2018

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Dinesh Sah, Son of Late Daroga Sah, Resident of Village- Sariya, P.S.-
Barhara (Krishnagarah), District- Bhojpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajani Ranjan Pd. Singh

For the Opposite Party/s : Mr. Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 22-06-2018 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 Sections 30(a) and 37(c) of the Bihar
Prohibition and Excise Act, 2016.

26.640 litres of foreign liquor is said to have been
recovered from beneath the cot lying in the vegetable shop 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 due to business rivalry by planting



aforesaid article at the place of occurrence. He had no knowledge of keeping of the said liquor beneath his cot. He has no criminal antecedent. He has been languishing in custody since 27.04.2018.

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 Special Judge cum A.D.J.-IV, Bhojpur, Ara in connection with Excise Case No. 740 of 2018 arising out of Barhara (Krishnagarh) P.S. Case No. 160 of 2018.

(Prakash Chandra Jaiswal, J)

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