

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49891 of 2018

Arising Out of PS.Case No. -587 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
BHABHUA (KAIMUR)

=====

Sanjay Singh, son of late Mahanand Singh, resident of village- Arari, P.s.-
Sahabganj, District- Chandauli (U.P.)

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sumeet Kumar Singh

For the Opposite Party/s : Mrs. Renu Kumari

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

02 13-08-2018 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.

23.760 liters of foreign liquor is said to have been recovered
from the motorcycle of the petitioner and 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 motorcycle in question. He has been
falsely implicated in this case by the police merely on suspicion



while he was passing through the place of occurrence at the time of occurrence and the real culprit manage to escape dumping the aforesaid liquor laden motorcycle there seeing the police party. There is violation of Section 100 Cr.P.C. He has no criminal antecedent and has been languishing in custody since 25.06.2018.

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 Special Judge Excise, Kaimur at Bhabhua in connection with Excise Case No. 587 of 2018, arising out of P.R. No.25 of 2018-19.

(Prakash Chandra Jaiswal, J)

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