

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46534 of 2018

Arising Out of PS.Case No. -212 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
JAMUI

=====

Md. Usuf, S/o Md. Urvat Miya, R/o Village – Nagre, P.S. – Chakai,
District-Jamui.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Shaukat Alam

For the Opposite Party/s : Mr. Umanath Mishra

=====

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL

ORAL ORDER

2 31-07-2018

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.

42.50 litres of country made liquor is said to have
been recovered from the bag kept on the motorcycle and the
petitioner was apprehended while another accused namely Banti
Lahiri managed to escape.

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



by the personnel of Excise department in the course of regressing to his house due to grudge while real culprit managed to escape dumping the aforesaid bag containing liquor there seeing the personnel of Excise department. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 27.06.2018.

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 2nd Addl. Sessions Judge, Jamui in connection with Jamui Excise Case No. 212C2 of 2018.

(Prakash Chandra Jaiswal, J)

Mishra/-

U		T	
---	--	---	--

