

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47217 of 2018

Arising Out of PS.Case No. -135 Year- 2018 Thana -TAJPUR District- SAMASTIPUR

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Amarjeet Kumar Poddar @ Amarjit Poddar @ Pappu Poddar, S/o. late
Prameshwar Pouddar, R/o. Village- Bherokhara, P.S.- Tajpur, District-
Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy

For the Opposite Party/s : Mr. Sri Arun Kumar Pandey

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

2 02-08-2018 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 Sections 272 & 273 of the Indian Penal
Code and Sections 30 (a) and 38(i) (ii) of the Bihar Prohibition
and Excise Act, 2016.

21.75 liters of foreign liquor is said to have been
recovered from the land 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 the place of recovery or any trade of



liquor. He has been falsely implicated in this case at the instance of his enemy while he arrived at his house from Bombay for construction of his house. Seizure list does not bear the signature of the petitioner. There is violation of Section 100 Cr.P.C. He has been languishing in custody since 14.06.2018.

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 Additional Sessions Judge VI -cum-Special Judge Excise Act, Samastipur in connection with Tajpur P.S. Case No. 135 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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