

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48192 of 2018

Arising Out of PS.Case No. -177 Year- 2018 Thana -TAJPUR District- SAMASTIPUR

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1. Amarjeet Kumar Poddar @ Amarjit Poddar @ Pappu Poddar Son of
Prameshar Pouddar, Resident of Village-Bherokhara, P.S.-Tajpur, District-
Samastipur.

.... Petitioner/s

Versus

1. 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. Arun Kumar Pandey

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

02 07-08-2018 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 Section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

22.500 liters of foreign liquor is said to have been
recovered from the side of the wall of the petitioner and co-
accused Rajan Kumar was apprehended while other accused
including the petitioner 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 either



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with the seized liquor or the place of recovery. The place of recovery is an open place and easily accessible to anyone. He has been falsely implicated in this case by the apprehended accused Rajan Kumar due to animosity. Barring the aforesaid disclosure of Rajan Kumar, there is nothing on record indicating the complicity of the petitioner in the occurrence. He was not apprehended on the spot. He has no criminal antecedent and has been languishing in custody since 09.06.2018.

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.177 of 2018.

(Prakash Chandra Jaiswal, J)

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