

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46283 of 2018

Arising Out of PS. Case No.-58 Year-2017 Thana- PATNA CITY CHOWK District- Patna

Raj Kumar @ Raj Babu Rai, S/o Vijay Rai, R/o Quilaghat, Kaimasikoh
(Kauakhoh) P.S. Chowk, Distt-Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nityanand Kumar

For the Opposite Party/s : Mr. Mithilesh Kumar Khare

**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 connection with Chowk
P.S. Case no. 58 of 2017 registered under Sections 272, 273 and
224 of I.P.C. and Sections 30(a), 33, 34, 36, 38, 41 of Bihar
Prohibition and Excise Act-2016.

16.940 lts. of foreign liquor is said to have been
recovered from boat of the petitioner and he managed to escape.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. He has no concern with
the seized liquor. He has been falsely implicated in this case by
the police at the instance of his enemy by planting the aforesaid



recovery from his boat. He was not apprehended on the spot. He has no criminal antecedent. He has been languishing in custody since 15.05.2018.

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, Patna in connection with Chowk P.S. Case no. 58 of 2017.

(Prakash Chandra Jaiswal, J)

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