

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48629 of 2018

Arising Out of PS.Case No. -215 Year- 2018 Thana -HARSIDHI District- EASTCHAMPARAN
(MOTIHARI)

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Kindeo Prasad Son of late Jaglal Sah Resident of Village- Dhankharaiya,
Police Station- Harsidhi, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Virendra Kuar

For the Opposite Party/s : Mr. Nagendra Prasad

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 09-08-2018 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.

750 ML of foreign liquor is said to have been
recovered from the dicky of the motorcycle and petitioner and
one other accused, namely, Triloki Singh were 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 with the motorcycle in question.



He has been falsely implicated in the case by the police at the instance of his enemy due to political rivalry while the real culprit managed to escape dumping the aforesaid liquor laden bike there seeing the police personnel. He has been languishing in custody since 06.06.2018.

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 Additional Sessions Judge-VII cum Special Judge, Excise Act, East Champaran Motihari in connection with Harsidhi P.S. Case No. 215 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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