

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48428 of 2018

Arising Out of PS.Case No. -126 Year- 2018 Thana -MASRAKH District- SARAN

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Manoj Singh Son of late Shivpujan Singh Resident of Village- Bahraulli,
P.S. Mashrakh, District- Saran at Chapra.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kr Singh No.1

For the Opposite Party/s : Mr. Rajendra Prasad Nat

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

ORAL ORDER

2 08-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273 of the Indian Penal
Code and Sections 30, 30(a), 38 and 41 of the Bihar Prohibition
and Excise Act, 2016.

390 litres of foreign liquor is said to have been
recovered from the pickup van standing near the poultry farm of
the petitioner and 150 litres of foreign liquor was recovered from
the bathan located towards west of his poultry farm.

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 vehicle in question or with the place of recovery. Place of recovery is open place and is easily accessible to anyone. He was not apprehended on the spot. He has been falsely implicated in the case at the instance of his enemies. He has no criminal antecedent. He has been languishing in custody since 02.06.2018.

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 6th A.D.J., Saran at Chapra in connection with Masrakh P.S. Case No. 126 of 2018.

(Prakash Chandra Jaiswal, J)

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