

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49072 of 2018

Arising Out of PS.Case No. -662 Year- 2018 Thana -BIHTA District- PATNA

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Rajesh Kumar Prasad Son of Sakaldev Sao Resident of Vill. - Devkuli, P.S.
Bihta, District - Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Priyank Deepak

For the Opposite Party/s : Mr. Sanjay Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 10-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

5 litres of country made liquor and a drum fixed
with brewing machine are said to have been recovered from the
room 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 article or any activity of brewing liquor. He
has been falsely implicated in the case at the instance of his



enemies. Aforesaid room is in occupation of his several family members and he had no knowledge of keeping of the aforesaid article there. He has no criminal antecedent. He has been languishing in custody since 20.06.2018.

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 Special Judge, Excise, Patna in connection with Bihta P.S. Case No. 662 of 2018.

(Prakash Chandra Jaiswal, J)

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