

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50496 of 2018

Arising Out of PS.Case No. -414 Year- 2018 Thana -AGAMKUAN District- PATNA

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Raushan @ Raja @ Raushan Kumar, S/o. Rajendra Prasad, R/o. Palatpur,
P.S.- Katrisarai, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Neerad Parashar

For the Opposite Party/s : Mr. Sunil Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 16-08-2018 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.

31.375 litres of foreign liquor is said to have been
recovered from the dicky of the Maruti Car and petitioner was
apprehended from the side of the aforesaid car.

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 car in question. He has
been falsely implicated in this case by the police merely on
suspicion while he was passing through the place of occurrence at



the time of occurrence while the real culprit managed to escape dumping the aforesaid liquor laden car there seeing the police personnel. Though one more criminal case under the Excise Act has been lodged against the petitioner, but he is on bail in the aforesaid case. He has been languishing in custody since 13.06.2018.

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 Court of Special Judge, Excise Act, Patna in connection with Agamkuan P.S. Case No. 414 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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